

# STATE OF NEW YORK

1546

2017-2018 Regular Sessions

## IN ASSEMBLY

January 12, 2017

Introduced by M. of A. ZEBROWSKI -- read once and referred to the  
Committee on Local Governments

AN ACT to amend the county law and the public officers law, in relation  
to prohibiting the broadcast of a 911 call

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 4 of section 308 of the county law, as amended  
2 by chapter 309 of the laws of 1996, is amended to read as follows:

3 4. (a) Records, in whatever form they may be kept, of calls made to a  
4 municipality's E911 system shall not be made available to or obtained by  
5 any entity or person, other than that municipality's public safety agen-  
6 cy, another government agency or body, or a private entity or a person  
7 providing medical, ambulance or other emergency services, and shall not  
8 be utilized for any commercial purpose other than the provision of emer-  
9 gency services.

10 (b) No entity or person shall play a recording of a call made over the  
11 E911 system on a broadcast medium, including, but not limited to radio,  
12 television, or the internet as defined by paragraph (c) of subdivision  
13 two of section three hundred ninety-b of the general business law. This  
14 section shall not prohibit reading or displaying a transcript of such a  
15 recording. Whoever violates this section shall be subject to a fine of  
16 five thousand dollars for each violation.

17 § 2. Paragraph (b) of subdivision 2 of section 89 of the public offi-  
18 cers law, as amended by section 11 of part U of chapter 61 of the laws  
19 of 2011, is amended to read as follows:

20 (b) An unwarranted invasion of personal privacy includes, but shall  
21 not be limited to:

22 i. disclosure of employment, medical or credit histories or personal  
23 references of applicants for employment;

24 ii. disclosure of items involving the medical or personal records of a  
25 client or patient in a medical facility;

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD04303-01-7

- 1     iii. sale or release of lists of names and addresses if such lists  
2 would be used for solicitation or fund-raising purposes;
- 3     iv. disclosure of information of a personal nature when disclosure  
4 would result in economic or personal hardship to the subject party and  
5 such information is not relevant to the work of the agency requesting or  
6 maintaining it;
- 7     v. disclosure of information of a personal nature reported in confi-  
8 dence to an agency and not relevant to the ordinary work of such agency;
- 9     vi. information of a personal nature contained in a workers' compen-  
10 sation record, except as provided by section one hundred ten-a of the  
11 workers' compensation law; ~~or~~
- 12     vii. disclosure of electronic contact information, such as an e-mail  
13 address or a social network username, that has been collected from a  
14 taxpayer under section one hundred four of the real property tax law~~;~~  
15 or
- 16     viii. a recording of a call made over the E911 system as defined in  
17 subdivision three of section three hundred one of the county law.
- 18     § 3. This act shall take effect immediately.