

# STATE OF NEW YORK

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382

2019-2020 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 9, 2019

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Introduced by M. of A. LIFTON, STIRPE, O'DONNELL, GALEF -- read once and referred to the Committee on Governmental Operations

AN ACT to direct the department of state to conduct a study on the use of legal material in an electronic format and access to such legal materials

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

1 Section 1. 1. (a) The department of state, in consultation with any  
2 entity that the secretary of state deems appropriate, shall conduct a  
3 study on the use of legal material in an electronic format that guaran-  
4 tees the authenticity of and access to such legal materials of the state  
5 of New York. For the purposes of this act, "legal material" shall mean,  
6 whether or not in effect: the constitution of the state of New York; the  
7 laws of the state of New York; any state agency rule, regulation or  
8 decision that has or had the effect of law; material published in the  
9 New York register; and the New York code of rules and regulations.

10 (b) The study shall include, but not be limited to:

11 i. standards regarding the use, authentication, preservation, securi-  
12 ty, and public access of legal material, and the fiscal implications  
13 thereof;

14 ii. the needs of users of legal material in an electronic format;

15 iii. views of stakeholders pertaining to the authentication, use,  
16 preservation, and security of legal materials in an electronic format;

17 iv. methods and technologies used for the authentication, use, preser-  
18 vation and security of legal material, technology used by the state and  
19 other states to disseminate legal material; and

20 v. current practices of the state of New York with regard to session  
21 laws, the code of statutes, the register, administrative code, and court  
22 opinions in both electronic and non-electronic format.

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

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1     2. On or before November 1, 2020, the department of state shall submit  
2 such study to the governor, the temporary president of the senate and  
3 the speaker of the assembly and shall publicly post such study on the  
4 department of state's website.

5     3. The department of state may request, and is authorized to receive,  
6 any information from any state agency that is relevant and material to  
7 the completion of such study. Such information received by the depart-  
8 ment of state shall be subject to the same requirements for confiden-  
9 tiality and limitations on use, if any, as are applicable to such state  
10 agency's use of such information.

11     § 2. This act shall take effect immediately.