

STATE OF NEW YORK

5511

2019-2020 Regular Sessions

IN SENATE

May 3, 2019

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to providing records for protection and advocacy services in a timely manner

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

1 Section 1. The correction law is amended by adding a new section 626
2 to read as follows:

3 § 626. Records for protection and advocacy services. 1. Upon receipt
4 of a written request for records from the organization designated by the
5 governor pursuant to subdivision (b) of section five hundred fifty-eight
6 of the executive law to provide protection and advocacy services and
7 administer the protection and advocacy system, the department shall
8 furnish access to and provide copies of such records to such organiza-
9 tion not later than three business days after the receipt of such
10 request. If such organization states in its written request that there
11 is probable cause to believe the health or safety of an individual is in
12 serious and immediate jeopardy or in the case of the death of an indi-
13 vidual with a disability, the department shall furnish access to and
14 provide copies of such records within twenty-four hours of the receipt
15 of such written request.

16 2. Copies of records provided pursuant to this section shall be free
17 of charge.

18 § 2. This act shall take effect immediately.

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

LBD11464-01-9