STATE OF NEW YORK

2101

2021-2022 Regular Sessions

IN SENATE

January 19, 2021

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:

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

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

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

§ 2. This act shall take effect immediately.

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

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