STATE OF NEW YORK

7306

2021-2022 Regular Sessions

IN SENATE

July 28, 2021

Introduced by Sen. KAPLAN -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public officers law, in relation to the availability of agency records prior to or at an open meeting

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

Section 1. Subdivision (e) of section 103 of the public officers law, as added by chapter 603 of the laws of 2011, is amended to read as follows:

(e) Agency records available to the public pursuant to article six of this chapter, as well as any proposed resolution, law, rule, regulation, policy or any amendment thereto, that is scheduled to be the subject of discussion by a public body during an open meeting shall be made available, upon request therefor, [~~to the extent practicable as determined by the agency or the department,~~] prior to or at the meeting during which the records will be discussed. Copies of such records may be made available for a reasonable fee, determined in the same manner as provided therefor in article six of this chapter. If the agency in which a public body functions maintains a regularly and routinely updated website and utilizes a high speed internet connection, such records shall be posted on the website [~~to the extent practicable as determined by the agency or the department,~~] prior to the meeting. An agency may, but shall not be required to, expend additional moneys to implement the provisions of this subdivision.

§ 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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