

# STATE OF NEW YORK

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4677

2021-2022 Regular Sessions

## IN ASSEMBLY

February 4, 2021

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Introduced by M. of A. PAULIN -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to prohibiting agencies from charging a fee for records where an electronic copy is already available from a previous request

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

1 Section 1. Subparagraph iii of paragraph (b) of subdivision 1 of  
2 section 87 of the public officers law, as amended by chapter 223 of the  
3 laws of 2008, is amended to read as follows:

4 iii. the fees for copies of records which shall not exceed twenty-five  
5 cents per photocopy not in excess of nine inches by fourteen inches, or  
6 the actual cost of reproducing any other record in accordance with the  
7 provisions of paragraph (c) of this subdivision, except when a different  
8 fee is otherwise prescribed by statute. In the case where a record has  
9 been prepared for a previous request and an electronic copy is avail-  
10 able, an agency shall not charge a fee.

11 § 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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