STATE OF NEW YORK

3514

2023-2024 Regular Sessions

IN SENATE

January 31, 2023

Introduced by Sen. FERNANDEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the public officers law, in relation to prohibiting certain agencies from charging for the process of a FOIL request made by state and local agencies or the state legislature

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

Section 1. Section 87 of the public officers law is amended by adding a new subdivision 6 to read as follows:

6. Notwithstanding paragraphs (b) and (c) of subdivision one of this section, agencies constituting part of the state government or the government of a city of one million people or more shall not charge other state and local agencies, or the state legislature, fees for the processing of a request made in furtherance of the performance of the official duties of that agency or the state legislature pursuant to this article. However, nothing in this subdivision shall authorize or require any charges or fees for the processing of such a request not authorized or required prior to the effective date 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.

LBD00853-01-3