

STATE OF NEW YORK

3925

2015-2016 Regular Sessions

IN SENATE

February 20, 2015

Introduced by Sens. VENDITTO, FUNKE, MURPHY -- read twice and
ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the correction law, in relation to authorizing
municipi- palities to establish residency restrictions for sex offenders

**The People of the State of New York, represented in Senate and
Assem- bly, do enact as follows:**

1 Section 1. Legislative findings. It is the sense of the
legislature
2 that determinations regarding restrictions upon the residence of
sex
3 offenders who are required to register pursuant to the provisions
of
4 article 6-C of the correction law should be made by the local
municipi-
5 pality in which such offenders reside since municipalities are in
a
6 better position than the state, after taking into consideration
local
7 conditions and after determining what entities with vulnerable
popu-
8 lations would require protection from registered sex offenders, to
make

9 such determinations.
10 § 2. Section 168-w of the correction law, as relettered by chapter
604
11 of the laws of 2005, is redesignated section 168-x and a new
section
12 168-w is added to read as follows:

13 **§ 168-w. Municipal residency restrictions. Any municipality may
enact
14 a local law which imposes residency restrictions upon sex
offenders
15 required to register pursuant to this article, provided that such
resi-**

16 dency restrictions are no less restrictive than the requirements
set
17 forth in paragraph (a) of subdivision four-a of section 65.10 of
the
18 penal law and subdivision fourteen of section two hundred fifty-
nine-c
19 of the executive law.
20 § 3. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in
brackets

[-] is old law to be omitted.