

LOCAL LAW NO. "G" 2007

A LOCAL LAW OF THE COUNTY OF ALBANY REQUIRING BUSINESSES TO POST SIGNAGE INDICATING SURVEILLANCE CAMERAS ARE IN USE

Introduced: 5/14/07

By Ms. Barlette:

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF ALBANY AS FOLLOWS:

SECTION 1. Legislative Intent and Purpose

- a. This Legislature finds and determines that Americans value their right to privacy.
- b. This Legislature further finds and determines that residents of Albany County have a right to know when they are under video surveillance while in a place of business.
- c. This Legislature further finds and determines that it is in the best interest of Albany County citizens to require any business that uses video surveillance in a public area of their establishment to post conspicuous signage announcing the premises are under video surveillance.

SECTION 2. Definitions

- a. The term "business" shall mean any entity that invites the public to engage in commercial activities.
- b. The term "video surveillance" shall mean the use of any video recording equipment to record or monitor the actions of patrons or customers while they are in a place of business.
- c. The term "public area" shall mean any area within a place of business where access is given to patrons.

SECTION 3. Requirements

- a. Every business that employs video surveillance of clients or customers shall post a sign in a prominent place indicating the premises are under video surveillance.
- b. The sign shall be a minimum of 100 square inches.

SECTION 4. Penalties and Enforcement

Any person or business that violates the provisions of Section 3 shall be subject to a civil penalty not to exceed one hundred dollars for the first violation and not to exceed three hundred dollars for each subsequent violation. The provisions of this Local Law and any regulation or regulations promulgated hereunder shall be enforced by the Albany County Department of Consumer Affairs.

SECTION 5. Duties of the Department of Consumer Affairs

The Albany County Department of Consumer Affairs shall establish procedures and regulations for the orderly administration of this Local Law. The Commissioner of the Consumer Affairs shall refer cases of unpaid penalties to the Albany County Attorney for appropriate legal action.

SECTION 6. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 8. Effective Date

This law shall take effect immediately upon filing with the Secretary of State.

Referred to Law Committee. 5/14/07