# **NY CLS STATE TECHNOLOGY LAW § 203**

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***New York Consolidated Laws Service* > *State Technology Law (Arts. I — 4)* > *Article II Internet Security and Privacy Act (§§ 201 — 210)***

**§ 203. Model internet privacy policy**

**1.** The office shall adopt rules and regulations in conformity with the provisions of this article, and specify a model internet privacy policy for state agencies that maintain state agency websites. Such model privacy policy shall include, but not be limited to, the following elements:

**(a)** a statement of any information, including personal information, the state agency website will collect with respect to the user and the use of the information;

**(b)** the circumstances under which information, including personal information, collected may be disclosed;

**(c)** whether any information collected will be retained by the state agency, and, if so, the period of time that such information will be retained;

**(d)** the procedures by which a user may gain access to the collected information pertaining to that user;

**(e)** the means by which information is collected and whether such collection occurs actively or passively;

**(f)** whether the collection of information is voluntary or required, and the consequences, if any, of a refusal to provide the required information; and

**(g)** the steps being taken by the state agency to protect the confidentiality and integrity of the information.

**2.** Each state agency that maintains a state agency website shall adopt an internet privacy policy which shall, at a minimum, include the information required by the model internet privacy policy. Each state agency shall post its internet privacy policy on its website. Such posting shall include a conspicuous and direct link to such privacy policy.

**3.** The model internet privacy policy specified by the office shall also be made available at no charge to other public and private entities.

**History**

Formerly § 205, add, L 2001, ch 578, § 1, eff June 17, 2002 (see 2001 note below); amd, L 2002, ch 17, § 1, eff June 17, 2002.

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