

7476

2011-2012 Regular Sessions

I N A S S E M B L Y

May 6, 2011

Introduced by M. of A. BRAUNSTEIN, McENENY -- read once and referred to
the Committee on Higher Education

AN ACT to amend the education law, in relation to accurate reporting of
crimes on college and university campuses

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The subdivision heading and paragraph a of subdivision 17
2 of section 355 of the education law, as added by chapter 22 of the laws
3 of 1999, is amended to read as follows:
4 [Plans for investigation of violent felony offenses] INVESTIGATION OF
5 CRIMES AND CRIME REPORTING. a. The board of trustees of the state
6 university of New York shall adopt rules requiring that each institution
7 of the state university, on or before January first, two thousand, adopt
8 and implement a plan providing for the investigation of any violent
9 felony offense occurring at or on the grounds of each such institution,
10 and providing for the investigation of a report of any missing student.
11 Such plans shall provide for the coordination of the investigation of
12 such crimes and reports with local law enforcement agencies. Such plans
13 shall include, but not be limited to, written agreements with appropriate
14 local law enforcement agencies providing for the prompt investigation
15 of such crimes and reports AND A REQUIREMENT THAT THE INSTITUTION
16 SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY AS SOON AS PRACTICABLE
17 BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER A REPORT OF A
18 VIOLENT FELONY OR MISSING STUDENT. THE INVESTIGATION REQUIRED BY THIS
19 SECTION SHALL BE COMPLETED BY THE INSTITUTION WITHIN SIXTY DAYS OF THE
20 OCCURRENCE OF THE VIOLENT FELONY OR THE FILING OF A REPORT OF A MISSING
21 STUDENT, REGARDLESS OF THE STATUS OF ANY INVESTIGATION BY LOCAL LAW
22 ENFORCEMENT AGENCIES. THE ATTORNEY GENERAL MAY BRING FORTH AN ACTION AT
23 THE REQUEST OF THE VICTIM OF THE VIOLENT FELONY OR THE PERSON FILING THE
24 REPORT OF A MISSING STUDENT IF SUCH INVESTIGATION IS NOT COMPLETED WITH-
25 IN THE SIXTY DAY TIME PERIOD.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 S 2. Paragraph a of subdivision 15 of section 6206 of the education
2 law, as added by chapter 22 of the laws of 1999, is amended to read as
3 follows:

4 a. The board of trustees shall adopt rules requiring that each insti-
5 tution of the city university, on or before January first, two thousand,
6 adopt and implement a plan providing for the investigation of any
7 violent felony offense occurring at or on the grounds of each such
8 institution, and providing for the investigation of a report of any
9 missing student. Such plans shall provide for the coordination of the
10 investigation of such crimes and reports with local law enforcement
11 agencies. Such plans shall include, but not be limited to, written
12 agreements with appropriate local law enforcement agencies providing for
13 the prompt investigation of such crimes and reports AND A REQUIREMENT
14 THAT THE INSTITUTION SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
15 AS SOON AS PRACTICABLE BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER
16 A REPORT OF A VIOLENT FELONY OR MISSING STUDENT. THE INVESTIGATION
17 REQUIRED BY THIS SECTION SHALL BE COMPLETED BY THE INSTITUTION WITHIN
18 SIXTY DAYS OF THE OCCURRENCE OF THE VIOLENT FELONY OR THE FILING OF A
19 REPORT OF A MISSING STUDENT, REGARDLESS OF THE STATUS OF ANY INVESTI-
20 GATION BY LOCAL LAW ENFORCEMENT AGENCIES. THE ATTORNEY GENERAL MAY
21 BRING FORTH AN ACTION AT THE REQUEST OF THE VICTIM OF THE VIOLENT FELONY
22 OR THE PERSON FILING THE REPORT OF A MISSING STUDENT IF SUCH INVESTI-
23 GATION IS NOT COMPLETED WITHIN THE SIXTY DAY TIME PERIOD.

24 S 3. Paragraph a of subdivision 8-a of section 6306 of the education
25 law, as added by chapter 22 of the laws of 1999, is amended to read as
26 follows:

27 a. The board of trustees shall, on or before January first, two thou-
28 sand, adopt and implement a plan providing for the investigation of any
29 violent felony offense occurring at or on the grounds of each such
30 institution, and providing for the investigation of a report of any
31 missing student. Such plans shall provide for the coordination of the
32 investigation of such crimes and reports with local law enforcement
33 agencies. Such plans shall include, but not be limited to, written
34 agreements with appropriate local law enforcement agencies providing for
35 the prompt investigation of such crimes and reports AND A REQUIREMENT
36 THAT THE INSTITUTION SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
37 AS SOON AS PRACTICABLE BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER
38 A REPORT OF A VIOLENT FELONY OR MISSING STUDENT. THE INVESTIGATION
39 REQUIRED BY THIS SECTION SHALL BE COMPLETED BY THE INSTITUTION WITHIN
40 SIXTY DAYS OF THE OCCURRENCE OF THE VIOLENT FELONY OR THE FILING OF A
41 REPORT OF A MISSING STUDENT, REGARDLESS OF THE STATUS OF ANY INVESTI-
42 GATION BY LOCAL LAW ENFORCEMENT AGENCIES. THE ATTORNEY GENERAL MAY
43 BRING FORTH AN ACTION AT THE REQUEST OF THE VICTIM OF THE VIOLENT FELONY
44 OR THE PERSON FILING THE REPORT OF A MISSING STUDENT IF SUCH INVESTI-
45 GATION IS NOT COMPLETED WITHIN THE SIXTY DAY TIME PERIOD.

46 S 4. This act shall take effect immediately.