

2753

2013-2014 Regular Sessions

I N S E N A T E

January 23, 2013

Introduced by Sen. MARCHIONE -- read twice and ordered printed, and when printed to be committed 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, are 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 appropri-
14 ate local law enforcement agencies providing for the prompt investi-
15 gation of such crimes and reports AND A REQUIREMENT THAT THE INSTITUTION
16 SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY AS SOON AS PRACTICA-
17 BLE BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER A REPORT OF A
18 VIOLENT FELONY OR THAT A STUDENT WHO RESIDES IN HOUSING OWNED OR OPER-
19 ATED BY SUCH INSTITUTION IS MISSING; PROVIDED THAT NO SUCH REPORTING
20 REQUIREMENT SHALL BE DEEMED TO REQUIRE ON-CAMPUS MEDICAL PERSONNEL
21 INVOLVED IN THE EXAMINATION OR TREATMENT OF THE VICTIM OF A VIOLENT
22 OFFENSE TO REPORT INFORMATION RELATING TO SUCH VICTIM OR OFFENSE.
23 S 2. Paragraph a of subdivision 15 of section 6206 of the education
24 law, as added by chapter 22 of the laws of 1999, is amended to read as
25 follows:

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

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1 a. The board of trustees shall adopt rules requiring that each insti-
2 tution of the city university, on or before January first, two thousand,
3 adopt and implement a plan providing for the investigation of any
4 violent felony offense occurring at or on the grounds of each such
5 institution, and providing for the investigation of a report of any
6 missing student. Such plans shall provide for the coordination of the
7 investigation of such crimes and reports with local law enforcement
8 agencies. Such plans shall include, but not be limited to, written
9 agreements with appropriate local law enforcement agencies providing for
10 the prompt investigation of such crimes and reports AND A REQUIREMENT
11 THAT THE INSTITUTION SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
12 AS SOON AS PRACTICABLE BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER
13 A REPORT OF A VIOLENT FELONY OR THAT A STUDENT WHO RESIDES IN HOUSING
14 OWNED OR OPERATED BY SUCH INSTITUTION IS MISSING; PROVIDED THAT NO SUCH
15 REPORTING REQUIREMENT SHALL BE DEEMED TO REQUIRE ON-CAMPUS MEDICAL
16 PERSONNEL INVOLVED IN THE EXAMINATION OR TREATMENT OF THE VICTIM OF A
17 VIOLENT OFFENSE TO REPORT INFORMATION RELATING TO SUCH VICTIM OR
18 OFFENSE.

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

22 a. The board of trustees shall, on or before January first, two thou-
23 sand, adopt and implement a plan providing for the investigation of any
24 violent felony offense occurring at or on the grounds of each such
25 institution, and providing for the investigation of a report of any
26 missing student. Such plans shall provide for the coordination of the
27 investigation of such crimes and reports with local law enforcement
28 agencies. Such plans shall include, but not be limited to, written
29 agreements with appropriate local law enforcement agencies providing for
30 the prompt investigation of such crimes and reports AND A REQUIREMENT
31 THAT THE INSTITUTION SHALL NOTIFY THE APPROPRIATE LAW ENFORCEMENT AGENCY
32 AS SOON AS PRACTICABLE BUT IN NO CASE MORE THAN TWENTY-FOUR HOURS AFTER
33 A REPORT OF A VIOLENT FELONY OR THAT A STUDENT WHO RESIDES IN HOUSING
34 OWNED OR OPERATED BY SUCH INSTITUTION IS MISSING; PROVIDED THAT NO SUCH
35 REPORTING REQUIREMENT SHALL BE DEEMED TO REQUIRE ON-CAMPUS MEDICAL
36 PERSONNEL INVOLVED IN THE EXAMINATION OR TREATMENT OF THE VICTIM OF A
37 VIOLENT OFFENSE TO REPORT INFORMATION RELATING TO SUCH VICTIM OR
38 OFFENSE.

39 S 4. This act shall take effect immediately.