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I N S E N A T E

January 21, 2014

Introduced by Sen. DIAZ -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law, in relation to accurate reporting of crime statistics; and to amend the insurance law, in relation to excluding certain crime statistics from consideration when making rates of insurance

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

1 Section 1. The executive law is amended by adding a new section 837-s
2 to read as follows:
3 S 837-S. REPORTING OF CRIME STATISTICS. THE DEPARTMENT SHALL ENSURE
4 THAT CRIME STATISTICS AND SIMILAR DATA ARE REPORTED IN A MANNER THAT IS
5 ACCURATE AND NOT MISLEADING WHEN A POLICE DEPARTMENT INCLUDES ONE OR
6 MORE CORRECTIONAL FACILITIES, DETENTION FACILITIES, TRANSPORTATION
7 FACILITIES OR OTHER LOCATIONS THAT ARE WITHIN THE BOUNDARIES OF THE
8 POLICE DEPARTMENT BUT TO WHICH POLICE OFFICERS OF THE POLICE DEPARTMENT
9 ARE NOT ASSIGNED THE DUTY TO PATROL AND RESPOND TO INCIDENTS.
10 S 2. The opening paragraph of subsection (c) of section 2304 of the
11 insurance law is designated paragraph 1 and a new paragraph 2 is added
12 to read as follows:
13 (2) WHEN EVALUATING CRIME STATISTICS AND SIMILAR DATA, THE INSURER OR
14 RATE SERVICE ORGANIZATION MAKING THE RATE SHALL CONSIDER WHETHER ONE OR
15 MORE CORRECTIONAL FACILITIES, DETENTION FACILITIES, TRANSPORTATION
16 FACILITIES OR OTHER LOCATIONS IS INCLUDED WITHIN THE BOUNDARIES OF THE
17 TERRITORY BEING EVALUATED AND SHALL EXCLUDE DATA OR STATISTICS RELATING
18 TO CRIMES THAT OCCUR WITHIN SUCH FACILITIES FROM CONSIDERATION WHEN
19 MAKING SUCH RATE.
20 S 3. This act shall take effect immediately.

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

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