S T A T E O F N E W Y O R K

6592

2009-2010 Regular Sessions

I N A S S E M B L Y

March 6, 2009

Introduced by M. of A. BARRA, BACALLES, McKEVITT, WALKER -- Multi-Sponsored by -- M. of A. WEISENBERG -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law and the executive law, in relation to reports of crimes occurring on college campuses

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

Section 1. The education law is amended by adding a new section 6438 to read as follows:

S 6438. REPORTS OF CRIMES OCCURRING ON COLLEGE CAMPUSES. 1. EVERY COLLEGE CHARTERED BY THE REGENTS OR INCORPORATED BY SPECIAL ACT OF THE LEGISLATURE SHALL PROMPTLY REPORT ALL CRIMINAL ACTIVITY ON ITS COLLEGE CAMPUSES AND OTHER COLLEGE PROPERTY USED FOR EDUCATIONAL PURPOSES TO THE LOCAL POLICE AGENCY HAVING JURISDICTION OVER THE AREA IN WHICH SUCH CAMPUSES OR PROPERTY IS LOCATED. EVERY SUCH COLLEGE SHALL ALSO REPORT SUCH INFORMATION, ON A MONTHLY BASIS, TO THE DIVISION OF CRIMINAL JUSTICE SERVICES.

2. IF A COLLEGE FAILS TO COMPLY WITH THE PROVISIONS OF THIS SECTION, SUCH COLLEGE SHALL NOT BE ELIGIBLE TO RECEIVE ANY STATE AID OR ASSISTANCE UNTIL SUCH FAILURE IS CURED.

S 2. Section 837-a of the executive law is amended by adding a new subdivision 9 to read as follows:

9. (A) THE DIVISION SHALL RECEIVE AND COMPILE THE DATA FURNISHED TO IT BY COLLEGES PURSUANT TO SECTION SIXTY-FOUR HUNDRED THIRTY-EIGHT OF THE EDUCATION LAW AND SHALL PUBLISH SUCH COMPILATION OF DATA IN AN ANNUAL REPORT TO THE GOVERNOR AND THE LEGISLATURE ON COLLEGE CAMPUS CRIME, WHICH REPORT SHALL INCLUDE THE DIVISION'S FINDINGS AND RECOMMENDATIONS WITH RESPECT THERETO.

(B) THE DIVISION SHALL PROMULGATE SUCH RULES AND REGULATIONS AS MAY BE NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SUBDIVISION.

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

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S 3. This act shall take effect on the one hundred twentieth day after it shall have become a law; provided that the division of criminal justice services is authorized, effective immediately, to promulgate any and all rules and regulations necessary for the timely implementation of this act.