

9304

I N A S S E M B L Y

February 15, 2012

Introduced by M. of A. CAMARA -- read once and referred to the Committee
on Cities

AN ACT to amend the New York City charter, in relation to establishing
an independent inspector general for the city of New York police
department

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

1 Section 1. Section 801 of the New York city charter, as amended by
2 local law number 59 of the city of New York for the year 1996, is
3 amended to read as follows:
4 S 801. Department; commissioner. There shall be a department of inves-
5 tigation the head of which shall be the commissioner of investigation.
6 THE COMMISSIONER SHALL BE APPOINTED BY THE MAYOR AND BY AND WITH THE
7 ADVICE AND CONSENT OF THE CITY COUNCIL. The commissioner shall be a
8 member of the bar of the state of New York in good standing [and], shall
9 have had at least five years of law enforcement experience AND SHALL BE
10 SUBJECT TO A SECURITY CLEARANCE INVESTIGATION BY A STATE OR FEDERAL
11 AGENCY AUTHORIZED TO PERFORM SUCH INVESTIGATIONS. The mayor may remove
12 the commissioner upon filing in the office of the commissioner of city-
13 wide administrative services and serving upon the commissioner of inves-
14 tigation the reasons therefor and allowing such officer an opportunity
15 of making a public explanation.
16 S 2. Subdivision e of section 803 of the New York city charter, as
17 added by local law number 79 of the city of New York for the year 1990,
18 is amended to read as follows:
19 e. The commissioner shall forward to the council and to the mayor a
20 copy of all reports and standards prepared by the corruption prevention
21 and management review bureau, upon issuance by the commissioner. THE
22 COMMISSIONER SHALL PRODUCE AN ANNUAL REPORT NO LATER THAN APRIL THIRTI-
23 ETH OF EACH YEAR. SUCH REPORT SHALL BE MADE AVAILABLE TO THE PUBLIC UPON
24 REQUEST AND AT A REASONABLE COST.
25 S 3. Subdivision a of section 805 of the New York city charter is
26 amended to read as follows:

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

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1 a. For the purpose of ascertaining facts in connection with any study
2 or investigation authorized by this chapter, the commissioner, EACH
3 INSPECTOR GENERAL, and each deputy shall have full power to compel the
4 attendance of witnesses, to administer oaths, AFFIRMATIONS, OR AFFIDA-
5 VITS and to examine such persons as he OR SHE may deem necessary.

6 S 4. Section 807 of the New York city charter, as added by a vote of
7 the people of the city of New York at the general election held in
8 November of 1975, is amended to read as follows:

9 S 807. Inspectors general of agencies. [No person shall be appointed
10 as an inspector general of a city agency unless such appointment is
11 approved by the commissioner of investigation] THE COMMISSIONER SHALL
12 APPOINT AN INSPECTOR GENERAL FOR EACH CITY AGENCY, INCLUDING THE POLICE
13 DEPARTMENT. SUCH INSPECTOR GENERAL SHALL BE SUBJECT TO A SECURITY CLEAR-
14 ANCE INVESTIGATION BY A STATE OR FEDERAL AGENCY AUTHORIZED TO PERFORM
15 SUCH INVESTIGATIONS. The commissioner of investigation shall promulgate
16 standards of conduct and shall monitor and evaluate the activities of
17 inspectors general in the agencies to assure uniformity of activity by
18 them.

19 S 5. This act shall take effect immediately.