

485

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. WRIGHT -- Multi-Sponsored by -- M. of A.
J. RIVERA -- read once and referred to the Committee on Education

AN ACT to amend the education law and the civil service law, in relation
to providing for police training high schools in certain city school
districts and making provisions for their graduates' further education
and recruitment

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

1 Section 1. The section heading of section 2555 of the education law,
2 such section as renumbered by chapter 762 of the laws of 1950, is
3 amended and a new subdivision 4 is added to read as follows:
4 Kindergartens, nursery [and], night schools AND POLICE TRAINING HIGH
5 SCHOOLS.
6 4. A. EACH SCHOOL DISTRICT SUBJECT TO THE PROVISIONS OF THIS ARTICLE
7 MAY ESTABLISH A POLICE TRAINING HIGH SCHOOL OR POLICE TRAINING PROGRAM
8 IN AN EXISTING HIGH SCHOOL WITHIN ITS DISTRICT, EXCEPT THAT THE CITY OF
9 NEW YORK MAY ESTABLISH SUCH A HIGH SCHOOL IN EACH OF ITS BOROUGHES. SUCH
10 HIGH SCHOOLS OR PROGRAMS SHALL SERVE STUDENTS IN GRADES NINE THROUGH
11 TWELVE AND SHALL PROVIDE, IN ADDITION TO THE STANDARD HIGH SCHOOL
12 CURRICULUM OTHERWISE PRESCRIBED BY LAW, SPECIALIZED COURSES CONTAINING
13 EDUCATION AND TRAINING TO PREPARE STUDENTS FOR ADMISSION TO POLICE ACAD-
14 EMIES AND CAREERS AS POLICE OFFICERS.
15 B. GUIDELINES FOR THE CURRICULUM FOR SUCH POLICE EDUCATION AND TRAIN-
16 ING COURSES SHALL BE PRESCRIBED BY THE COMMISSIONER, IN CONSULTATION
17 WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES AND THE MUNICIPAL POLICE
18 TRAINING COUNCIL. EACH HIGH SCHOOL OR PROGRAM MAY FURTHER DEVELOP ITS
19 OWN CURRICULUM IN CONSULTATION WITH A UNIT OF THE STATE UNIVERSITY OF
20 NEW YORK OR THE CITY UNIVERSITY OF NEW YORK HAVING A CRIMINAL JUSTICE
21 SCHOOL OR PROGRAM.

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

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1 C. SUCH HIGH SCHOOLS OR PROGRAMS SHALL SERVE STUDENTS LIVING IN POLICE
2 PRECINCTS HAVING HIGH JUVENILE DELINQUENCY RATES. SCHOOL AUTHORITIES
3 SHALL RECRUIT STUDENTS FROM SUCH AREAS. EACH CLASS SHALL CONTAIN NO MORE
4 THAN TWENTY STUDENTS, AND EACH HIGH SCHOOL OR PROGRAM SHALL CONTAIN NO
5 MORE THAN TWENTY CLASSES.

6 D. THE POLICE TRAINING CURRICULUM SHALL INCLUDE A SUMMER SCHOOL COMPO-
7 NENT. THIS COMPONENT SHALL BE OFFERED AT ONE OR MORE OF THE CAMPUSES OF
8 THE CITY UNIVERSITY OF NEW YORK OR THE STATE UNIVERSITY OF NEW YORK
9 HAVING PROGRAMS IN CRIMINAL JUSTICE. NECESSARY ARRANGEMENTS THEREFOR
10 SHALL BE MADE BY THE COMMISSIONER IN CONSULTATION WITH THE CHANCELLORS
11 OF SUCH UNIVERSITIES. THE COMMISSIONER MAY, IN HIS OR HER DISCRETION,
12 ARRANGE FOR A SUMMER SCHOOL COMPONENT TO BE OFFERED AT A COMMUNITY
13 COLLEGE.

14 S 2. The section heading of section 2514 of the education law, as
15 added by chapter 762 of the laws of 1950, is amended and a new subdivi-
16 sion 4 is added to read as follows:

17 Kindergartens, nursery [and], night schools AND POLICE TRAINING HIGH
18 SCHOOLS.

19 4. A. EACH SCHOOL DISTRICT SUBJECT TO THE PROVISIONS OF THIS ARTICLE,
20 IN A CITY HAVING A POPULATION OF ONE HUNDRED THOUSAND OR MORE, MAY
21 ESTABLISH A POLICE TRAINING HIGH SCHOOL OR POLICE TRAINING PROGRAMS IN
22 AN EXISTING HIGH SCHOOL WITHIN ITS DISTRICT, EXCEPT THAT THE CITY OF NEW
23 YORK MAY ESTABLISH SUCH A HIGH SCHOOL IN EACH OF ITS BOROUGHES. SUCH HIGH
24 SCHOOLS OR PROGRAMS SHALL SERVE STUDENTS IN GRADES NINE THROUGH TWELVE
25 AND SHALL PROVIDE, IN ADDITION TO THE STANDARD HIGH SCHOOL CURRICULUM
26 OTHERWISE PRESCRIBED BY LAW, SPECIALIZED COURSES CONTAINING EDUCATION
27 AND TRAINING TO PREPARE STUDENTS FOR ADMISSION TO POLICE ACADEMIES AND
28 CAREERS AS POLICE OFFICERS.

29 B. GUIDELINES FOR THE CURRICULUM FOR SUCH POLICE EDUCATION AND TRAIN-
30 ING COURSES SHALL BE PRESCRIBED BY THE COMMISSIONER, IN CONSULTATION
31 WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES AND THE MUNICIPAL POLICE
32 TRAINING COUNCIL. EACH HIGH SCHOOL OR PROGRAM MAY FURTHER DEVELOP ITS
33 OWN CURRICULUM IN CONSULTATION WITH A UNIT OF THE STATE UNIVERSITY OF
34 NEW YORK OR THE CITY UNIVERSITY OF NEW YORK HAVING A CRIMINAL JUSTICE
35 SCHOOL OR PROGRAM.

36 C. SUCH HIGH SCHOOLS OR PROGRAMS SHALL SERVE STUDENTS LIVING IN POLICE
37 PRECINCTS HAVING HIGH JUVENILE DELINQUENCY RATES. SCHOOL AUTHORITIES
38 SHALL RECRUIT STUDENTS FROM SUCH AREAS. EACH CLASS SHALL CONTAIN NO MORE
39 THAN TWENTY STUDENTS, AND EACH HIGH SCHOOL OR PROGRAM SHALL CONTAIN NO
40 MORE THAN TWENTY CLASSES.

41 D. THE POLICE TRAINING CURRICULUM SHALL INCLUDE A SUMMER SCHOOL COMPO-
42 NENT. THIS COMPONENT SHALL BE OFFERED AT ONE OR MORE OF THE CAMPUSES OF
43 THE CITY UNIVERSITY OF NEW YORK OR THE STATE UNIVERSITY OF NEW YORK
44 HAVING PROGRAMS IN CRIMINAL JUSTICE. NECESSARY ARRANGEMENTS THEREFOR
45 SHALL BE MADE BY THE COMMISSIONER IN CONSULTATION WITH THE CHANCELLORS
46 OF SUCH UNIVERSITIES. THE COMMISSIONER MAY, IN HIS OR HER DISCRETION,
47 ARRANGE FOR A SUMMER SCHOOL COMPONENT TO BE OFFERED AT A COMMUNITY
48 COLLEGE.

49 S 3. The education law is amended by adding a new section 319 to read
50 as follows:

51 S 319. POLICE OFFICER TRAINING CORPS (POTC). 1. THE COMMISSIONER, IN
52 COOPERATION WITH THE CHANCELLORS OF THE CITY UNIVERSITY OF NEW YORK AND
53 THE STATE UNIVERSITY OF NEW YORK SHALL ESTABLISH A POTC PROGRAM TO BE
54 OFFERED AT EACH COLLEGE OF SUCH UNIVERSITIES OFFERING UNDERGRADUATE
55 PROGRAMS IN CRIMINAL JUSTICE.

1 2. SUCH POTC PROGRAM SHALL BE BASED ON THE RESERVE OFFICER TRAINING
2 CORPS (ROTC) OF THE ARMED FORCES OF THE UNITED STATES.

3 S 4. The education law is amended by adding a new section 355-d to
4 read as follows:

5 S 355-D. SPECIAL POLICE OFFICER EDUCATION AND TRAINING POWERS AND
6 DUTIES. 1. THE STATE UNIVERSITY SHALL COOPERATE WITH THE COMMISSIONER IN
7 ESTABLISHING AND IMPLEMENTING THE POLICE TRAINING SUMMER SCHOOL COMPO-
8 NENT PROVIDED FOR IN SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED
9 FOURTEEN OR SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED FIFTY-FIVE
10 OF THIS CHAPTER.

11 2. THE STATE UNIVERSITY SHALL COOPERATE WITH THE COMMISSIONER IN
12 ESTABLISHING A POLICE OFFICER TRAINING CORPS (POTC) PROVIDED FOR IN
13 SECTION THREE HUNDRED NINETEEN OF THIS TITLE.

14 3. IN THE CONSIDERATION OF APPLICATIONS FOR ADMISSION TO UNDERGRADUATE
15 CRIMINAL JUSTICE PROGRAMS, AN APPLICANT'S GRADUATION FROM A POLICE
16 TRAINING HIGH SCHOOL OR PROGRAM ESTABLISHED PURSUANT TO SUBDIVISION FOUR
17 OF SECTION TWENTY-FIVE HUNDRED FOURTEEN OR SUBDIVISION FOUR OF SECTION
18 TWENTY-FIVE HUNDRED FIFTY-FIVE OF THIS CHAPTER SHALL BE REGARDED AS A
19 FACTOR WEIGHING IN FAVOR OF ADMISSION.

20 S 5. The education law is amended by adding a new section 6204-b to
21 read as follows:

22 S 6204-B. SPECIAL POLICE OFFICER EDUCATION AND TRAINING POWERS AND
23 DUTIES. 1. THE CITY UNIVERSITY SHALL COOPERATE WITH THE COMMISSIONER IN
24 ESTABLISHING AND IMPLEMENTING THE POLICE TRAINING SUMMER SCHOOL COMPO-
25 NENT PROVIDED FOR IN SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED
26 FOURTEEN OR SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED FIFTY-FIVE
27 OF THIS CHAPTER.

28 2. THE CITY UNIVERSITY SHALL COOPERATE WITH THE COMMISSIONER IN ESTAB-
29 LISHING A POLICE OFFICER TRAINING CORPS (POTC) PROVIDED FOR IN SECTION
30 THREE HUNDRED NINETEEN OF THIS CHAPTER.

31 3. IN THE CONSIDERATION OF APPLICATIONS FOR ADMISSION TO JOHN JAY
32 COLLEGE OF CRIMINAL JUSTICE OR ANY OTHER UNDERGRADUATE CRIMINAL JUSTICE
33 PROGRAMS, AN APPLICANT'S GRADUATION FROM A POLICE TRAINING HIGH SCHOOL
34 ESTABLISHED PURSUANT TO SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED
35 FOURTEEN OR SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED FIFTY-FIVE
36 OF THIS CHAPTER SHALL BE REGARDED AS A FACTOR WEIGHING IN FAVOR OF
37 ADMISSION.

38 S 6. Article 4 of the civil service law is amended by adding a new
39 title C to read as follows:

40 TITLE C

41 SPECIAL PROVISIONS FOR POLICE RECRUITMENT

42 SECTION 67. SPECIAL PROVISIONS FOR POLICE RECRUITMENT.

43 S 67. SPECIAL PROVISIONS FOR POLICE RECRUITMENT. 1. (A) THE PROVISIONS
44 OF THIS SECTION SHALL SUPERSEDE ANY INCONSISTENT PROVISIONS OF THIS
45 ARTICLE AND SHALL APPLY TO THE RECRUITMENT OF PERSONS TO FILL ALL AVAIL-
46 ABLE POSITIONS AS POLICE OFFICERS, AS THE TERM "POLICE OFFICER" IS
47 DEFINED BY SUBDIVISION THIRTY-FOUR OF SECTION 1.20 OF THE CRIMINAL
48 PROCEDURE LAW, IN ANY CITY WITH A POPULATION OF ONE HUNDRED THOUSAND OR
49 MORE WHICH HAS ADOPTED A LOCAL LAW WHICH GRANTS ADDITIONAL CREDITS IN
50 COMPETITIVE EXAMINATIONS FOR ORIGINAL APPOINTMENT AS DESCRIBED IN SUBDI-
51 VISION TWO OF THIS SECTION.

52 (B) FOR THE PURPOSES OF THIS SECTION, THE TERM "GRADUATE" MEANS A
53 PERSON GRADUATED FROM A POLICE TRAINING HIGH SCHOOL OR PROGRAM ESTAB-
54 LISHED PURSUANT TO SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED FOUR-
55 TEEN OR SUBDIVISION FOUR OF SECTION TWENTY-FIVE HUNDRED FIFTY-FIVE OF
56 THE EDUCATION LAW.

1 2. ADDITIONAL CREDITS IN COMPETITIVE EXAMINATIONS FOR ORIGINAL
2 APPOINTMENT.

3 (A) IN ANY CITY WITH A POPULATION OF ONE HUNDRED THOUSAND OR MORE
4 WHICH HAS ADOPTED A LOCAL LAW WHICH GRANTS ADDITIONAL CREDIT IN COMPETITIVE
5 NOMINATIONS FOR ORIGINAL APPOINTMENT TO GRADUATES AS DEFINED IN
6 PARAGRAPH (B) OF SUBDIVISION ONE OF THIS SECTION, ON ALL ELIGIBLE LISTS
7 RESULTING FROM COMPETITIVE EXAMINATIONS, THE NAMES OF ELIGIBLES SHALL BE
8 ENTERED IN THE ORDER OF THEIR RESPECTIVE FINAL EARNED RATINGS ON EXAMINATION,
9 WITH THE NAME OF THE ELIGIBLE WITH THE HIGHEST FINAL EARNED
10 RATING AT THE HEAD OF SUCH LIST, PROVIDED, HOWEVER, THAT FOR THE PURPOSE
11 OF DETERMINING FINAL EARNED RATINGS, SUCH GRADUATES SHALL BE ENTITLED TO
12 RECEIVE FIVE POINTS ADDITIONAL IN A COMPETITIVE EXAMINATION FOR ORIGINAL
13 APPOINTMENT.

14 (B) SUCH ADDITIONAL CREDIT SHALL BE ADDED TO THE FINAL EARNED RATING
15 OF SUCH GRADUATE AFTER HE OR SHE HAS QUALIFIED IN THE COMPETITIVE EXAMINATION
16 AND SHALL BE GRANTED ONLY AT THE TIME OF ESTABLISHMENT OF THE
17 RESULTING ELIGIBLE LIST.

18 3. APPLICATION FOR ADDITIONAL CREDIT; PROOF OF ELIGIBILITY; ESTABLISHMENT
19 OF ELIGIBLE LIST. ANY CANDIDATE, BELIEVING HIMSELF OR HERSELF ENTITLED
20 TO ADDITIONAL CREDIT IN A COMPETITIVE EXAMINATION AS PROVIDED HEREIN,
21 MAY MAKE APPLICATION FOR SUCH ADDITIONAL CREDIT AT ANY TIME BETWEEN
22 THE DATE OF HIS OR HER APPLICATION FOR EXAMINATION AND THE DATE OF THE
23 ESTABLISHMENT OF THE RESULTING ELIGIBLE LIST. SUCH CANDIDATES SHALL BE
24 ALLOWED A PERIOD OF NOT LESS THAN TWO MONTHS FROM THE DATE OF THE FILING
25 OF HIS OR HER APPLICATION FOR EXAMINATION IN WHICH TO ESTABLISH BY
26 APPROPRIATE DOCUMENTARY PROOF HIS OR HER ELIGIBILITY TO RECEIVE ADDITIONAL
27 CREDIT UNDER THIS SECTION. AT ANY TIME AFTER TWO MONTHS HAVE
28 ELAPSED SINCE THE FINAL DATE FOR FILING APPLICATIONS FOR A COMPETITIVE
29 EXAMINATION FOR ORIGINAL APPOINTMENT, THE ELIGIBLE LIST RESULTING FROM
30 SUCH EXAMINATION MAY BE ESTABLISHED, NOTWITHSTANDING THE FACT THAT A
31 GRADUATE WHO HAS APPLIED FOR ADDITIONAL CREDIT HAS FAILED TO ESTABLISH
32 HIS OR HER ELIGIBILITY TO RECEIVE SUCH ADDITIONAL CREDIT. A CANDIDATE
33 WHO FAILS TO ESTABLISH, BY APPROPRIATE DOCUMENTARY PROOF, HIS OR HER
34 ELIGIBILITY TO RECEIVE ADDITIONAL CREDIT BY THE TIME AN ELIGIBLE LIST IS
35 ESTABLISHED SHALL NOT THEREAFTER BE GRANTED ADDITIONAL CREDIT ON SUCH
36 ELIGIBLE LIST.

37 4. THE ADDITIONAL CREDIT GRANTED PURSUANT TO THIS SECTION SHALL BE IN
38 ADDITION TO ANY OTHER ADDITIONAL CREDIT THAT MAY BE AUTHORIZED PURSUANT
39 TO ANY GENERAL, SPECIAL OR LOCAL LAW.

40 5. IN ADDITION TO CONSIDERATION OF COMPETITIVE EXAMINATION RESULTS,
41 IN THE RECRUITMENT OF POLICE OFFICERS, ADDITIONAL CONSIDERATION AND
42 WEIGHT SHALL BE ACCORDED TO GRADUATES AS FOLLOWS:

43 (A) A GRADUATE'S STATUS AS AN APPLICANT WITH PERTINENT AND SPECIALIZED
44 TRAINING SHALL BE CONSIDERED AS ADDITIONAL EVIDENCE OF FITNESS FOR
45 APPOINTMENT;

46 (B) A GRADUATE'S SUCCESSFUL COMPLETION OF AN UNDERGRADUATE PROGRAM IN
47 CRIMINAL JUSTICE SHALL BE CONSIDERED AS ADDITIONAL EVIDENCE OF FITNESS
48 FOR APPOINTMENT; AND

49 (C) A GRADUATE'S EMPLOYMENT BY A POLICE DEPARTMENT OR AGENCY IN A
50 CIVILIAN OR NON-SWORN CAPACITY SHALL BE CONSIDERED AS ADDITIONAL
51 EVIDENCE OF FITNESS FOR APPOINTMENT.

52 S 7. This act shall take effect immediately.