

2089

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. BRAUNSTEIN, MAISEL, ENGLEBRIGHT, GIBSON, ROSEN-
THAL, JAFFEE, MOYA, PAULIN, SIMOTAS, CAMARA, HOOPER, THIELE, CLARK,
GALEF -- Multi-Sponsored by -- M. of A. AUBRY, BRENNAN, CERETTO,
FARRELL, GABRYSZAK, McDONOUGH, McKEVITT, MONTESANO, RA, TEDISCO,
TENNEY -- read once and referred 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 ASSEM-
BLY, 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

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

LBD04255-01-3

1 INVOLVED IN THE EXAMINATION OR TREATMENT OF THE VICTIM OF A VIOLENT
2 OFFENSE TO REPORT INFORMATION RELATING TO SUCH VICTIM OR OFFENSE.

3 S 2. Paragraph a of subdivision 15 of section 6206 of the education
4 law, as added by chapter 22 of the laws of 1999, is amended to read as
5 follows:

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

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

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

44 S 4. This act shall take effect immediately.