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I N   A S S E M B L Y

January 29, 2014

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Introduced by M. of A. CRESPO -- read once and referred to the Committee  
on Insurance

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 ASSEM-  
BLY, 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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