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

6342

2015-2016 Regular Sessions

I N A S S E M B L Y

March 20, 2015

Introduced by M. of A. PERRY -- read once and referred to the Committee on Codes

AN ACT to amend the executive law, in relation to the authority of the attorney general to review incidents where a civilian is killed by a police officer

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

Section 1. Section 63 of the executive law is amended by adding a new subdivision 17 to read as follows:

17. REVIEW ANY INCIDENT INVOLVING THE CONDUCT OF A POLICE OFFICER IN CONNECTION WITH THE PERFORMANCE OF HIS OR HER OFFICIAL DUTIES, WHEREIN SUCH CONDUCT IS ALLEGED TO HAVE CAUSED THE SERIOUS INJURY OR DEATH OF A CIVILIAN, WITHIN SIXTY DAYS OF THE INCIDENT. UPON SUCH REVIEW, THE ATTORNEY GENERAL SHALL DETERMINE WHETHER THE INCIDENT BEING BROUGHT FORTH WITH REMAIN WITHIN THE JURISDICTION OF THE LOCAL DISTRICT ATTORNEY'S OFFICE OR BE PROSECUTED UNDER THE JURISDICTION OF A SPECIAL PROSECUTOR APPOINTED BY THE GOVERNOR.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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