

STATE OF NEW YORK

10023--A

IN ASSEMBLY

March 7, 2018

Introduced by M. of A. ROZIC, LAVINE, MOSLEY, D. ROSENTHAL, NOLAN, SKOUFIS, WALLACE, FAHY, VANEL, PELLEGRINO, BICHOTTE, BLAKE, RYAN, WEPRIN, PHEFFER AMATO, BARNWELL, L. ROSENTHAL, RICHARDSON, SIMON -- read once and referred to the Committee on Governmental Operations -- recommitted to the Committee on Governmental Operations in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to establishing a hate crimes prevention training program

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 837-a of the executive law is amended by adding a
2 new subdivision 10 to read as follows:

3 10. (a) In consultation with civil rights or anti-discrimination
4 organizations, the municipal police training council and the superinten-
5 dent of state police, develop a training program and associated training
6 materials, to provide instruction and information to state and local law
7 enforcement on the recognition of and response to hate crimes, as
8 defined in article four hundred eighty-five of the penal law. The train-
9 ing program and associated training materials shall include any other
10 information deemed necessary and appropriate by the commissioner.

11 (b) Such training program shall include an initial training program as
12 well as a refresher training program every two years.

13 (c) The division may contract with civil rights or anti-discrimination
14 organizations in order to develop and implement such training program.

15 (d) The division shall develop a process to review and approve any
16 existing training program administered by a state or local law enforce-
17 ment agency provided such program meets the requirements of this subdivi-
18 vision.

19 § 2. Section 840 of the executive law is amended by adding a new
20 subdivision 6 to read as follows:

21 6. The council shall, in addition:

22 (a) Develop policies and procedures to implement, in consultation with
23 the commissioner, the training program established pursuant to subdivi-

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

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1 sion ten of section eight hundred thirty-seven-a of this article,
2 regarding the recognition of and response to hate crimes. Such policies
3 and procedures shall make provisions for the education and training of
4 new and veteran police officers every two years on the recognition of
5 and response to hate crimes; and

6 (b) Recommend to the governor and the legislature, rules and regu-
7 lations with respect to the establishment and implementation on an ongo-
8 ing basis of a training program for all current and new police officers
9 regarding the policies and procedures established pursuant to this
10 subdivision, along with recommendations for retraining of police offi-
11 cers every two years.

12 § 3. The executive law is amended by adding a new section 214-g to
13 read as follows:

14 § 214-g. Hate crimes prevention training program. The superintendent
15 shall, for all members of the state police:

16 1. Develop policies and procedures to implement, in consultation with
17 the commissioner of the division of criminal justice services, the
18 training program established pursuant to subdivision ten of section
19 eight hundred thirty-seven-a of this chapter, regarding the recognition
20 of and response to hate crimes. Such policies and procedures shall make
21 provisions for the education and training of new and veteran police
22 officers every two years on the recognition of and response to hate
23 crimes; and

24 2. Recommend to the governor and the legislature, rules and regu-
25 lations with respect to the establishment and implementation on an ongo-
26 ing basis of a training program for all current and new police officers
27 regarding the policies and procedures established pursuant to this
28 section, along with recommendations for retraining of police officers
29 every two years.

30 § 4. This act shall take effect on the ninetieth day after it shall
31 have become a law. Effective immediately, the addition, amendment and/or
32 repeal of any rule or regulation necessary for the implementation of
33 this act on its effective date are authorized to be made and completed
34 on or before such effective date.