

STATE OF NEW YORK

8562

IN SENATE

May 10, 2018

Introduced by Sen. KAMINSKY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

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 subdi-
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-
24 sion ten of section eight hundred thirty-seven-a of this article,
25 regarding the recognition of and response to hate crimes. Such policies
26 and procedures shall make provisions for the education and training of
27 new and veteran police officers every two years on the recognition of
28 and response to hate crimes; and

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

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

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

9 § 214-g. Hate crimes prevention training program. The superintendent
10 shall, for all members of the state police:

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

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

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