

STATE OF NEW YORK

1243--B

Cal. No. 676

2019-2020 Regular Sessions

IN SENATE

January 11, 2019

Introduced by Sens. CARLUCCI, BIAGGI, BOYLE, COMRIE, GOUNARDES, HARCKHAM, KAPLAN, RIVERA, SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged and said bill committed to the Committee on Rules -- reported favorably from said committee, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the executive law, in relation to the reporting of domestic violence incidents

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

1 Section 1. Section 646 of the executive law, as amended by chapter 346
2 of the laws of 2007, is amended by adding a new subdivision 3 to read as
3 follows:

4 3. An individual who has been the victim in this state of a family
5 offense as defined in subdivision one of section 530.11 of the criminal
6 procedure law or section eight hundred twelve of the family court act
7 may, upon alleging that it would be a hardship for him or her to make
8 such complaint in the local jurisdiction in which such offense occurred,
9 make a complaint to any local law enforcement agency in the state
10 regardless of where the act took place. Such local law enforcement agen-
11 cy shall take a police report of the matter, as well as prepare a domes-
12 tic violence incident report as defined in subdivision fifteen of
13 section eight hundred thirty-seven of this chapter and provide the
14 complainant with a copy of such report free of charge. A copy of the
15 police report and completed domestic violence incident report shall be
16 promptly forwarded to the appropriate law enforcement agency with juris-

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

LBD06560-08-9

1 diction over the location where the incident is reported to have
2 occurred for the purposes of further investigation.
3 § 2. This act shall take effect on the sixtieth day after it shall
4 have become a law.