STATE OF NEW YORK

5643

2019-2020 Regular Sessions

IN SENATE

May 9, 2019

Introduced by Sen. MARTINEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT in relation to establishing the New York state organized retail crime task force; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. The legislature hereby establishes the New York state organized retail crime task force (referred to hereinafter as the "task force") to provide the governor and the legislature with information on organized retail crime and the advantages and drawbacks of instituting various countermeasures to counter losses from such theft in the state.

§ 2. 1. The task force shall consist of eleven members as follows:

a. three members appointed by the governor, one of whom shall be an individual who represents state or local law enforcement;

b. two members appointed by the temporary president of the senate;

c. two members appointed by the speaker of the assembly;

d. one member appointed by the district attorneys association of the state of New York;

e. one member appointed by the retail council of New York state;

f. one member appointed by the metro organized retail crime alliance; and

g. one member appointed by the New England organized retail crime alliance.

2. The members of the task force shall receive no compensation for their services, but shall be allowed their actual and necessary expenses incurred in the performance of their duties pursuant to this act. Appointed members shall, to the greatest extent practicable have by education or experience, knowledge of organized retail theft.

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

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3. Any vacancies in the membership of the task force shall be filled in the same manner provided for in the initial appointment.

4. The task force may consult with any organization, government entity, or person, in the development of its report required under section three of this act.

§ 3. On or before December 15, 2021, the task force shall submit to the governor, the temporary president of the senate and the speaker of the assembly a report containing, but not limited to, the following information based on available data:

1. a review of laws and regulations on organized retail crime used by other states, the federal government, foreign countries, and foreign political and economic unions to regulate the marketplace;

2. the use of organized retail theft's impact on state and local tax receipts;

3. the need for interagency coordination of public education and outreach and prevention programs for business owners; and

4. legislative and regulatory recommendations, if any, to increase transparency and security, enhance consumer protections, prevent organized retail theft, and to address the long term economic impact related to the prevalence of organized retail crime.

§ 4. This act shall take effect immediately and shall expire December 15, 2021 when upon such date the provisions of this act shall be deemed repealed.