

STATE OF NEW YORK

3606

2019-2020 Regular Sessions

IN ASSEMBLY

January 29, 2019

Introduced by M. of A. ROZIC, LAVINE, MOSLEY, D. ROSENTHAL, NOLAN, WALLACE, FAHY, VANEL, BICHOTTE, BLAKE, RYAN, WEPRIN, PHEFFER AMATO, BARNWELL, L. ROSENTHAL, RICHARDSON, SIMON, JOHNS, FITZPATRICK, ABBATE, DINOWITZ, ORTIZ, DE LA ROSA, DICKENS, FERNANDEZ, EPSTEIN, BARRETT, GALEF -- Multi-Sponsored by -- M. of A. LENTOL -- read once and referred to the Committee on Governmental Operations

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:

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

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

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

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

(d) The division shall develop a process to review and approve any existing training program administered by a state or local law enforcement agency provided such program meets the requirements of this subdivision.

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

6. The council shall, in addition:

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

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1 (a) Develop policies and procedures to implement, in consultation with
2 the commissioner, the training program established pursuant to subdivi-
3 sion ten of section eight hundred thirty-seven-a of this article,
4 regarding the recognition of and response to hate crimes. Such policies
5 and procedures shall make provisions for the education and training of
6 new and veteran police officers every two years on the recognition of
7 and response to hate crimes; and

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

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

16 § 214-g. Hate crimes prevention training program. The superintendent
17 shall, for all members of the state police:

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

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

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