STATE OF NEW YORK

7925

2019-2020 Regular Sessions

IN ASSEMBLY

May 28, 2019

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Codes

AN ACT to amend the executive law, in relation to requiring the inclusion of information regarding the race, ethnicity, age, sex, and, where known, the sexual orientation and gender identity of persons arrested for, pleading guilty to or convicted of offenses in the information the division of criminal justice services collects and analyzes regarding hate crimes

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

Section 1. Subdivision 4-c of section 837 of the executive law, as added by chapter 107 of the laws of 2000, is amended to read as follows:

4-c. In cooperation with the chief administrator of the courts as well as any other public or private agency, including law enforcement agencies, collect and analyze statistical and all other information and data with respect to the number of hate crimes reported to or investigated by the division of state police, and all other police or peace officers, the number of persons arrested for the commission of such crimes, the offense for which the person was arrested, **the race, ethnicity, age, sex, and, where known, the sexual orientation and gender identity of the person arrested,** the county within which the arrest was made and the accusatory instrument filed, the disposition of the accusatory instrument filed, including, but not limited to, as the case may be, dismissal, acquittal, the offense to which the defendant pled guilty, the offense the defendant was convicted of after trial, **the race, ethnicity, age, sex, and, where known, the sexual orientation and gender identity of the defendant who pled guilty to or was convicted of the offense,** and the sentence imposed. The division shall include the statistics and other information required by this subdivision in the annual report submitted to the governor and legislature pursuant to subdivision twelve of this section.

§ 2. This act shall take effect immediately.

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

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