STATE OF NEW YORK

3071

2021-2022 Regular Sessions

IN ASSEMBLY

January 22, 2021

Introduced by M. of A. FERNANDEZ, DICKENS -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to a training course and curriculum on the handling, investigation and response procedures concerning reports of domestic violence

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

Section 1. Section 837 of the executive law is amended by adding a new subdivision 23 to read as follows:

23. (a) (i) The division shall develop and approve a training course and curriculum on the handling, investigation and response procedures concerning reports of domestic violence. This training course and curriculum shall be reviewed at least every two years and modified by the division from time to time as need may require. The division shall distribute the curriculum to all local police agencies.

(ii) The attorney general shall be responsible for ensuring that all law enforcement officers attend initial training within ninety days of appointment or transfer and annual inservice training of at least four hours as described in this section.

(b) (i) The chief administrator of the courts shall develop and approve a training course and a curriculum on the handling, investigation and response procedures concerning allegations of domestic violence. This training course shall be reviewed at least every two years and modified by the chief judge from time to time as need may require.

(ii) The chief administrator of the courts shall be responsible for ensuring that all judges and judicial personnel attend initial training within ninety days of appointment or transfer and annual inservice training as described in this section.

(iii) The division and the chief administrator of the courts shall provide that all training on the handling of domestic violence matters

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

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shall include information concerning the impact of domestic violence on society, the dynamics of domestic violence, the statutory and case law concerning domestic violence, the necessary elements of a protection order, policies and procedures as promulgated or ordered by the attorney general or the court of appeals, and the use of available community resources, support services, available sanctions and treatment options. Law enforcement agencies shall: (1) establish domestic crisis teams or participate in established domestic crisis teams, and (2) shall train individual officers in methods of dealing with domestic violence. The teams may include social workers, clergy or other persons trained in counseling, crisis intervention or in the treatment of domestic violence.

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