STATE OF NEW YORK

3886

2021-2022 Regular Sessions

IN SENATE

February 1, 2021

Introduced by Sens. BAILEY, JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the executive law, in relation to police officer and peace officer hiring and transfers

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

Section 1. The executive law is amended by adding a new section 845-e to read as follows:

§ 845-e. Police officer and peace officer hiring and transfers. 1. Police agencies shall thoroughly examine any possible internal files of police misconduct and complaints before recruiting a police officer or peace officer on a lateral transfer from another police agency, from a police department from any state or American territory, or as a new recruit.

2. No police agency shall recruit, hire, allow to enroll, or allow to transfer any police officer or peace officer where such officer was fired, relieved of his or her duty, or resigned as a result of:

(a) police misconduct;

(b) off-duty misconduct;

(c) an investigation for any kind of police misconduct and off-duty misconduct; or

(d) a misdemeanor or felony charge.

§ 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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