

STATE OF NEW YORK

1747

2021-2022 Regular Sessions

IN ASSEMBLY

January 11, 2021

Introduced by M. of A. LUPARDO, WEPRIN, STIRPE, BENEDETTO, L. ROSENTHAL,
SMITH, WALCZYK -- read once and referred to the Committee on Govern-
mental Operations

AN ACT to amend the executive law, in relation to motorcycle profiling

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

1 Section 1. The executive law is amended by adding a new section 839-a
2 to read as follows:

3 § 839-a. Motorcycle profiling. 1. The municipal police training coun-
4 cil shall ensure that issues related to motorcycle profiling are
5 addressed in basic law enforcement training and offered to in-service
6 law enforcement officers in conjunction with existing training regarding
7 profiling.

8 2. Local law enforcement agencies shall add a statement condemning
9 motorcycle profiling to existing policies regarding profiling.

10 3. For the purposes of this section, "motorcycle profiling" means the
11 illegal use of the fact that a person rides a motorcycle or wears motor-
12 cycle-related paraphernalia as a factor in deciding to stop and ques-
13 tion, take enforcement action, arrest, or search a person or vehicle
14 with or without a legal basis under the United States constitution or
15 New York state constitution.

16 § 2. This act shall take effect on the thirtieth day after it shall
17 have become a law. Effective immediately, the addition, amendment and/or
18 repeal of any rules or regulations necessary for the implementation of
19 the foregoing provisions of this act on its effective date are author-
20 ized and directed to be made and completed on or before such effective
21 date.

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

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