STATE OF NEW YORK

6693

2021-2022 Regular Sessions

IN SENATE

May 12, 2021

Introduced by Sen. BENJAMIN -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to including whether an individual was in custody on the death certificate for such individual

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

Section 1. Subdivision 1 of section 4141 of the public health law, as amended by chapter 398 of the laws of 1997, is amended and a new subdivision 5 is added to read as follows:

1. The certificate of death shall contain such information, including but not limited to the decedent's social security number **and whether such decedent was in the custody of a law enforcement officer or correctional facility at the time of death**, and shall be in such form as the commissioner may prescribe. **As used in this section, the term "law enforcement officer" means any public servant who is authorized to conduct an investigation, prosecute or make an arrest for a criminal offense.**

5. Where a death occurs in the custody of a law enforcement officer or correctional facility, such information shall be included in the publicly available statistics published on the website of the department.

§ 2. This act shall take effect on the ninetieth 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.

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

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