

STATE OF NEW YORK

9114

IN SENATE

May 9, 2022

Introduced by Sen. REICHLIN-MELNICK -- 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 enacting the "police
reform and reinvention act of 2022"

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 846-hh
2 to read as follows:

3 § 846-hh. New York state police reform and reinvention collaborative.

4 1. Any local government entity which has a police agency operating with
5 police officers as defined under section 1.20 of the criminal procedure
6 law and which has previously transmitted to the director of the division
7 of the budget the certification required by executive order number two
8 hundred three issued on June twelfth, two thousand twenty and titled
9 "New York State Police Reform and Reinvention Collaborative" shall
10 provide a biennial progress report on steps that have been taken by such
11 government entity and corresponding police agency to advance the goals
12 and initiatives outlined in the improvement plan developed in accordance
13 with executive order number two hundred three (hereinafter referred to
14 as "the plan") to improve the police agency's deployments, strategies,
15 policies, procedures, and practices, for the purposes of addressing the
16 particular needs of the communities served by such police agency and
17 promote community engagement to foster trust, fairness, and legitimacy,
18 and to address any racial bias and disproportionate policing of communi-
19 ties of color.

20 2. Such biennial progress report shall include metrics and narrative
21 detailing actions taken by each local government entity and correspond-
22 ing police agency:

23 (a) to advance recommendations, goals, action items, and/or initi-
24 atives identified in such local government entity and corresponding
25 police agency's plan; and

26 (b) to address evidence-based policing strategies, including but not
27 limited to, use of force policies; procedural justice; any studies
28 addressing systemic racial bias or racial justice in policing; implicit

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

LBD15249-03-2

1 bias awareness training; de-escalation training and practices; law
2 enforcement assisted diversion programs; restorative justice practices;
3 community-based outreach and conflict resolution; problem-oriented
4 policing; hot spots policing; focused deterrence; crime prevention
5 through environmental design; violence prevention and reduction inter-
6 ventions; model policies and guidelines promulgated by the New York
7 State Municipal Police Training Council; and standards promulgated by
8 the New York State Law Enforcement Accreditation Program pursuant to
9 section eight hundred forty-six-h of this article.

10 3. Each chief executive of such local government shall convene the
11 head of the local police agency, the governing board of the local
12 government, and stakeholders in the community, including but not limited
13 to, members of the community who reside in areas with high numbers of
14 police and community interactions; interested non-profit organizations
15 and community groups; faith leaders; the local office of the district
16 attorney; and the local public defender, in no fewer than three open
17 public meetings to solicit information from and provide feedback to the
18 local police agency while preparing the draft biennial progress report.

19 4. Such draft biennial progress report shall be offered for public
20 comment to all residents of the locality, and after consideration of
21 such comments, shall be presented to the local legislative body in such
22 political subdivision, which shall ratify or adopt such plan by local
23 law or resolution, as appropriate, no later than April first, two thou-
24 sand twenty-three; and each odd-numbered year thereafter on April first.

25 5. Such local government shall transmit a certification to the direc-
26 tor of the division of the budget to affirm that such process has been
27 complied with and such local law or resolution has been adopted. The
28 director of the division of the budget shall be authorized to condition
29 receipt of future appropriated state or federal funds upon filing of
30 such certification for which such local government would otherwise be
31 eligible. The director of the division of the budget shall discontinue
32 and reverse any withholds made pursuant to this provision upon
33 receipt of the certification required by this statute.

34 6. Such local government shall file a copy of the biennial progress
35 report with the division within thirty days of the ratification or
36 adoption of such biennial progress report. The division shall make elec-
37 tronic copies of such biennial progress reports available for review by
38 the public in a centralized repository accessible via the internet.

39 7. Beginning on April first, two thousand twenty-four, compliance with
40 the provisions of this section shall be considered a prerequisite for
41 consideration of a local policing authority to be accredited under the
42 New York State Law Enforcement Accreditation Program pursuant to section
43 eight hundred forty-six-h of this article.

44 § 2. This act shall take effect immediately.