

# STATE OF NEW YORK

9315

## IN SENATE

May 10, 2024

Introduced by Sens. SALAZAR, CLEARE -- read twice and ordered printed,  
and when printed to be committed to the Committee on Crime Victims,  
Crime and Correction

AN ACT to amend the county law, in relation to requiring autopsy reports  
to include photographs, microscopic slides, and post-mortem x-rays  
taken by, at the direction of, or reviewed by the person performing  
the autopsy

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

1 Section 1. This act shall be known and may be cited as the "Terry  
2 Cooper autopsy accountability act".  
3 § 2. Subdivision 6 of section 677 of the county law, as amended by  
4 chapter 322 of the laws of 2021, is amended to read as follows:  
5 6. Notwithstanding section six hundred seventy of this article or any  
6 other provision of law, the coroner, coroner's physician or medical  
7 examiner shall promptly provide the [~~chairman~~ chairperson of the  
8 correction medical review board and the commissioner of corrections and  
9 community supervision with copies of any autopsy report, toxicological  
10 report or any report of any examination or inquiry prepared with respect  
11 to any death occurring to an incarcerated individual of a correctional  
12 facility as defined by subdivision three of section forty of the  
13 correction law within [~~his or her~~ their county; and shall promptly  
14 provide the executive director of the justice center for the protection  
15 of people with special needs with copies of any autopsy report, toxicol-  
16 ogy report or any report of any examination or inquiry prepared with  
17 respect to the death of any service recipient occurring while [~~he or~~  
18 ~~she~~] such person was a resident in any facility operated, licensed or  
19 certified by any agency within the department of mental hygiene, the  
20 office of children and family services, the department of health or the  
21 state education department. If the toxicological report is prepared  
22 pursuant to any agreement or contract with any person, partnership,  
23 corporation or governmental agency with the coroner or medical examiner,  
24 such report shall be promptly provided to the [~~chairman~~ chairperson of  
25 the correction medical review board, the commissioner of corrections and

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

LBD15245-01-4

1 community supervision or the executive director of the justice center  
2 for people with special needs, as appropriate, by such person, partner-  
3 ship, corporation or governmental agency. For the purposes of this  
4 subdivision, in addition to anything else required by law, an autopsy  
5 report shall include all photographs of the body, microscopic slides,  
6 and post-mortem x-rays taken by or at the direction of the person  
7 performing the autopsy, and all photographs, microscopic slides, and  
8 post-mortem x-rays reviewed by the person performing the autopsy in the  
9 course of their examination or in the course of their diagnosis of the  
10 cause of death and the means or manner of death.

11 § 3. This act shall take effect on the ninetieth day after it shall  
12 have become a law and shall apply to all autopsies conducted on or after  
13 such date.