

STATE OF NEW YORK

960

2023-2024 Regular Sessions

IN SENATE

January 9, 2023

Introduced by Sen. COONEY -- read twice and ordered printed, and when printed to be committed to the Committee on Cities 2

AN ACT to direct the division of criminal justice services to study, evaluate, and make recommendations concerning instances of police brutality in the city of Rochester

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

1 Section 1. Definitions. For the purposes of this act, the following
2 terms shall have the following meanings:

3 (a) "Police brutality" means the use of unwarranted or excessive force
4 or abuse committed by a police officer.

5 (b) "Police officer" means an individual defined as a police officer
6 pursuant to section 1.20 of the criminal procedure law.

7 (c) "Covered agency" means an agency of any political subdivision
8 maintaining a police force of police officers having jurisdiction within
9 the city of Rochester.

10 § 2. Study. The division of criminal justice services is hereby
11 authorized and directed to conduct a study of police brutality in the
12 city of Rochester. Such study shall examine, at a minimum, the follow-
13 ing:

14 (a) All reported instances of police brutality in the city of Roches-
15 ter occurring in the five years prior to the effective date of this act,
16 and the nature of such instances of police brutality;

17 (b) Trainings and other education being provided by covered agencies
18 to police officers employed by such covered agencies on avoiding
19 instances of police brutality; and

20 (c) Any other steps that may be taken to decrease the number of
21 instances of police brutality committed by police officers employed by
22 covered agencies.

23 § 3. Powers. The division of criminal justice services may consult
24 with the law enforcement misconduct investigative office established

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

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1 pursuant to section 75 of the executive law and any other state or local
2 office, agency, or department, and request information from any such
3 entity that is relevant and material to the completion of this study and
4 report.

5 § 4. Report. No later than one year after the effective date of this
6 act, the division of criminal justice services shall deliver a report of
7 the findings of the study conducted pursuant to section two of this act
8 to the governor, the temporary president of the senate, and the speaker
9 of the assembly.
10 § 5. This act shall take effect immediately.