

STATE OF NEW YORK

5610

2015-2016 Regular Sessions

IN SENATE

May 19, 2015

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

AN ACT to amend the administrative code of the city of New York, in relation to promotions of captains

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

1 Section 1. Subdivision c of section 14-114 of the administrative code
2 of the city of New York is amended to read as follows:
3 c. The commissioner shall, in the exercise of his or her discretion,
4 from time to time, detail nineteen captains and so many others as the
5 mayor may authorize upon the recommendation of the commissioner to act
6 as inspectors, with the title, while so acting, of inspectors of police
7 and at his or her pleasure may revoke any or all such details. While so
8 detailed, such officers shall receive a salary to be fixed by the mayor,
9 in addition to the amount of salary which regularly attaches to the
10 office of captain. When a captain shall have acted under regular detail
11 in any capacity above the rank of captain, during a period or periods
12 aggregating two years, such officer, upon becoming eligible therefor,
13 shall be entitled to a pension of not less than one-half of the salary
14 received by him or her per year. When the commissioner, however, design-
15 nates a captain to act in the place of a captain under regular detail as
16 inspector, during the temporary absence or disability of the latter the
17 officer so designated shall not be entitled to any additional salary,
18 and the period of such designation shall not be counted in his or her
19 favor in computing such two-year period. When a captain shall have
20 served in the rank of captain for a period of fifteen years, he or she
21 shall have the same rights in respect to the police pension fund as a
22 captain detailed to act as deputy chief who shall have served as such
23 for a period of time aggregating two years. A captain who shall have
24 served [in the rank of captain for a period of] as such less than
25 fifteen years and more than ten years~~[, he or she]~~ shall have the same

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

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S. 5610

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1 rights in respect to the police pension fund as a captain detailed to
2 act as inspector who shall have served as such for a period of time
3 aggregating two years. A captain who shall have served as such less than
4 ten years and more than five years shall have the same rights in respect
5 to such police pension fund as a captain detailed to act as a deputy
6 inspector who shall have served as such for a period of time aggregating
7 two years. A period beginning March thirtieth, nineteen hundred sixty-
8 five, and ending November thirtieth, nineteen hundred sixty-six, during
9 which a captain shall have served as a provisional captain immediately
10 prior to a permanent promotion to such rank shall be deemed to have been
11 service as a permanent captain for the purposes of this section. A
12 captain, while detailed to act as inspector, shall be chargeable with
13 and responsible for the discipline and efficiency of the force under his
14 or her command.
15 § 2. This act shall take effect immediately.

**NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S5610

SPONSOR: GOLDEN

TITLE OF BILL: An act to amend the administrative code of the city of New York, in relation to promotions of captains

PURPOSE: To provide NYPD captains with fifteen years of service to have the pension benefits of Deputy Chiefs, and to provide NYPD captains with service between ten and fifteen years with the pension benefits of Inspectors.

SUMMARY OF PROVISIONS:

Section 1 of this bill amends New York City Administrative Code section 14-114(c) to provide that when a captain has served in the rank of captain for a fifteen year period, he or she shall have the same rights in respect to the police pension fund as a captain detailed to act as deputy chief who has served as such for an aggregate period of two years. This section further provides that a captain who has served as such less than fifteen years but more than ten years will have the same rights in respect to the police pension fund as a captain detailed to act as inspector who has served as such for an aggregate time period of two years.

Section 2 of this bill provides that this act shall take effect immediately.

JUSTIFICATION: After many years of failing to take control of violence and serious crime in New York City, the New York City Police Department in the mid 1990s completely revolutionized policing in New York City. By developing a process known as "Compstat," precinct and other operational unit commanders developed a system to communicate with the agency's top executives and other commanders, sharing the problems they face and successful crime reduction tactics. The process allows top executives to monitor issues and activities within precincts and operational units, evaluating the skills and effectiveness of middle managers. By keeping abreast of situations "on the ground," departmental leaders developed a skill set to allocate resources to most effectively reduce crime and improve police performance.

As a result of these strategies, violent and serious crime has declined more than 80% since 199 New York City is now the safest large city in the United States of America. This remarkable crime reduction continues through 2015, even given the overwhelming counter-terrorism responsibilities implemented since September 2001.

This Bill gives commanders with fifteen (15) years of service in the rank of Captain or above an incentive to stay with the New York City Police Department by allowing them to retire at a Deputy Chief pension

and prevents the loss of valuable experience and knowledge of proven and effective police tactics to retirement. The Bill expands upon the existing benefit that grants Captains with five (5) years of service in the rank of Captain or above a Deputy Inspector pension and Captains with ten (10) years of service in the rank of Captain or above an Inspector pension.

Further, the Bill offers an incentive for the most qualified Police Lieutenants to seek promotion to the rank of Captain. Over the last ten (10) years fewer and fewer Lieutenants have sought promotion to the rank of Captain. For example, in 1997, 65.6% of total eligible (898 of pool of 1,369) Lieutenants filed for the Promotional Exam for Captain. In contrast, in 2012 only 18.5% of total eligible (325 of pool of 1,753) Lieutenants filed for the Promotional Exam for Captain. This reduced interest in advancement within the NYPD further highlights the need to incentivize our most experienced NYPD commanders to stay in the service of New York City.

LEGISLATIVE HISTORY: New Bill

FISCAL IMPLICATIONS: To be determined.

EFFECTIVE DATE: This act shall take effect immediately.

STATE OF NEW YORK

7648

2015-2016 Regular Sessions

IN ASSEMBLY

May 21, 2015

Introduced by M. of A. ABBATE -- Multi-Sponsored by -- M. of A. GOLDFED-
ER -- read once and referred to the Committee on Governmental Employ-
ees

AN ACT to amend the administrative code of the city of New York, in
relation to promotions of captains

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

1 Section 1. Subdivision c of section 14-114 of the administrative code
2 of the city of New York is amended to read as follows:
3 c. The commissioner shall, in the exercise of his or her discretion,
4 from time to time, detail nineteen captains and so many others as the
5 mayor may authorize upon the recommendation of the commissioner to act
6 as inspectors, with the title, while so acting, of inspectors of police
7 and at his or her pleasure may revoke any or all such details. While so
8 detailed, such officers shall receive a salary to be fixed by the mayor,
9 in addition to the amount of salary which regularly attaches to the
10 office of captain. When a captain shall have acted under regular detail
11 in any capacity above the rank of captain, during a period or periods
12 aggregating two years, such officer, upon becoming eligible therefor,
13 shall be entitled to a pension of not less than one-half of the salary
14 received by him or her per year. When the commissioner, however, desig-
15 nates a captain to act in the place of a captain under regular detail as
16 inspector, during the temporary absence or disability of the latter the
17 officer so designated shall not be entitled to any additional salary,
18 and the period of such designation shall not be counted in his or her
19 favor in computing such two-year period. When a captain shall have
20 served in the rank of captain for a period of fifteen years, he or she
21 shall have the same rights in respect to the police pension fund as a
22 captain detailed to act as deputy chief who shall have served as such
23 for a period of time aggregating two years. A captain who shall have
24 served [in the rank of captain for a period of] as such less than

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
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A. 7648

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2 rights in respect to the police pension fund as a captain detailed to
3 act as inspector who shall have served as such for a period of time
4 aggregating two years. A captain who shall have served as such less than
5 ten years and more than five years shall have the same rights in respect
6 to such police pension fund as a captain detailed to act as a deputy
7 inspector who shall have served as such for a period of time aggregating
8 two years. A period beginning March thirtieth, nineteen hundred sixty-
9 five, and ending November thirtieth, nineteen hundred sixty-six, during
10 which a captain shall have served as a provisional captain immediately
11 prior to a permanent promotion to such rank shall be deemed to have been
12 service as a permanent captain for the purposes of this section. A
13 captain, while detailed to act as inspector, shall be chargeable with
14 and responsible for the discipline and efficiency of the force under his
15 or her command.
16 § 2. This act shall take effect immediately.

**NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)**

BILL NUMBER: A7648

SPONSOR: Abbate (MS)

TITLE OF BILL: An act to amend the administrative code of the city of New York, in relation to promotions of captains

PURPOSE:

To allow for the promotion of police officers with the rank of captain with 15 years or more of service.

SUMMARY OF PROVISIONS:

Section 1 of this bill amends the administrative code of the city of New York to allow for the promotion of police captains.

Section 2 of this bill provides that this act shall take effect immediately.

JUSTIFICATION:

After many years of failing to take control of violence and serious crime in New York City, the New York City Police Department in the mid 1990s completely revolutionized policing in New York City. By developing a process known as "Compstat" - Precinct and other operational unit commanders developed a system to communicate with the agency's top executives and other commanders, sharing the problems they face and successful crime reduction tactics. The process allows top executives to monitor issues and activities within precincts and operational units, evaluating the skills and effectiveness of middle managers. By keeping abreast of situations "on the ground," departmental leaders developed a skill set to allocate resources to most effectively reduce crime and improve police performance.

As a result of these strategies, violent and serious crime has declined more than 80 % since 1993. New York City is now the safest large city in the United States of America. This remarkable crime reduction continues through 2015, even given the overwhelming counter-terrorism responsibilities implemented since September 2001.

This Bill gives commanders with fifteen (15) years of service in the rank of Captain or above an incentive to stay with the New York City Police Department by allowing them to retire at a Deputy Chief pension and prevents the loss of valuable experience and knowledge of proven and effective police tactics to retirement. The Bill expands upon the existing benefit that grants Captains with five (5) years of service in the rank of Captain or above a Deputy Inspector pension and Captains with ten (10) years of service in the rank of Captain or above an Inspector pension.

Further, the Bill offers an incentive for the most qualified Police Lieutenants to seek promotion to the rank of Captain. Over the last ten (10) years fewer and fewer Lieutenants have sought promotion to the rank of Captain. For example, in 1997 - 65.6% of total eligible (898 of pool of 1,369) Lieutenants filed for the Promotional Exam for Captain. In contrast, in 2012 - only 18.5% of total eligible (325 of pool of 1,753) Lieutenants filed for the Promotional Exam for Captain. This reduced interest in advancement within the NYPD further highlights the need to

incentivize our most experienced NYPD commanders to stay in the service of New York City.

LEGISLATIVE HISTORY:

New Bill

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

This act shall take effect immediately.
