



Legislation Details (With Text)

File #:	Int 0535-2018	Version:	*	Name:	Requiring the PD to obtain parental consent prior to a minor serving in an identification procedure.
Type:	Introduction	Status:		In control:	Filed (End of Session)
					Committee on Public Safety
On agenda:	2/14/2018				
Enactment date:		Enactment #:			
Title:	A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to obtain parental consent prior to a minor serving in an identification procedure.				
Sponsors:	Rory I. Lancman				
Indexes:					
Attachments:	1. Summary of Int. No. 535, 2. Int. No. 535, 3. February 14, 2018 - Stated Meeting Agenda, 4. Hearing Transcript - Stated Meeting 02-14-2018, 5. Minutes of the Stated Meeting - February 14, 2018				

Date	Ver.	Action By	Action	Result
2/14/2018	*	City Council	Introduced by Council	
2/14/2018	*	City Council	Referred to Comm by Council	
12/31/2021	*	City Council	Filed (End of Session)	

Int. No. 535

By Council Member Lancman

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to obtain parental consent prior to a minor serving in an identification procedure.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 14 of the administrative code of the city of New York is amended by adding a new section 14-173 to read as follows:

§ 14-173. Use of minors in an identification procedure.

a. Definitions. As used in this section, the following terms have the following meanings:

Consent form. The term “consent form” means a written document that includes the following:

1. a description of the lineup procedure;

2. the time, date, and location of the lineup;

3. the name of the supervising officer;

4. if the minor's image or likeness will be used in any other identification procedure; and

5. a space for the signature of the minor's parent or legal guardian to provide consent to the procedure.

Lineup. The term "lineup" means a department arranged identification procedure in which a criminal suspect is placed in a line with non-suspect participants for the purpose of identification by a witness.

3. Minor. The term "minor" means any person under the age of 18.

4. Non-suspect participant. The term "non-suspect participant" means a person who is not a suspect for the crime being investigated but is participating in a lineup as a filler.

b. Use of minors in an identification procedure. The department shall obtain a consent form prior to the participation of a minor as a non-suspect participant in a lineup. Such consent form shall be signed and dated by such minor's parent or legal guardian.

§ 2. This local law takes effect immediately.

LS 11213/Int. 1701

LS 155

DA

12/1/2017