Legislation Details (With Text)

File #:	Res 0309-2024	**Version:**	*	**Name:**	Amend pretrial detention to include all hate crime charges.
Type:	Resolution			**Status:**	Filed (End of Session)
				In control:	Committee on Public Safety
On agenda:	4/11/2024				
Enactment date:				**Enactment #:**	

Title: Resolution calling on the New York State Legislature to pass, and the Governor to sign, legislation that would amend pretrial detention to include all hate crime charges.

Sponsors:

Indexes:

Attachments: 1. Res. No. 309, 2. April 11, 2024 - Stated Meeting Agenda, 3. Hearing Transcript - Stated Meeting 4-11-24, 4. Minutes of the Stated Meeting - April 11, 2024

Date	Ver.	Action By	Action	Result
4/11/2024	*	City Council	Introduced by Council	
4/11/2024	*	City Council	Referred to Comm by Council	
12/31/2025	*	City Council	Filed (End of Session)	

Res. No. 309

Resolution calling on the New York State Legislature to pass, and the Governor to sign, legislation that would amend pretrial detention to include all hate crime charges.

By Council Members Holden, Ariola and Marmorato

Whereas, On January 1, 2020, The New York State legislature implemented sweeping reforms to the state's system of pretrial detention, which prohibited judges from setting bail or other forms of pretrial detention for many charges; and

Whereas, By April 2020, the State legislature amended these laws to allow for pretrial detention for expanded types of charges, including two categories of hate crimes: assault as a hate crime in the third degree and arson as a hate crime in the third degree; and

Whereas, A December 2021 CBS News report indicated there was a 100% increase in hate crimes in New York City in 2021compared to 2020; and

Whereas, Reports indicate dramatic increases in anti-Asian, anti-Semitic and hate crimes regarding

sexual orientation; and

Whereas, Permitting pretrial detention provides judges with the option to more meaningfully address hate crimes; and

Whereas, The 2020 amendments to the bail reform laws do not include the types of hate crimes prevalent throughout the city; and

Whereas, New York City is incredibly diverse with over 3 million foreign-born residents, many different faiths, and more than 200 languages spoken; and

Whereas, There can be no tolerance for hate crimes in New York City; and

Whereas, Expanding bail eligibility to all hate crimes underlines the seriousness with which the City takes these types of attacks; now, therefore, be it

Resolved, That the Council of the City of New York calls on New York State Legislature to pass, and the Governor to sign, legislation that would amend pretrial detention to include all hate crime charges.

Session 13
LS #6087
01/17/2024

Session 12
KMD
LS #6087
3/8/2022