



Legislation Text

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Int. No. 1129

By Council Member Lancman

A Local Law to amend the administrative code of the city of New York, in relation to the provision of information to federal immigration authorities regarding individuals included in the gang database

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 14-177 to read as follows:

§ 14-177 Gang database and federal immigration authorities. a. Definitions. For the purposes of this section, the term “gang database” means the database maintained by the department that designates a person as a gang member or associate, or includes or points to information that reflects a designation of that person as a gang member or associate.

b. Department personnel shall not expend time while on duty or department resources of any kind disclosing information regarding whether any person is or has been included in the gang database to:

1. Any federal immigration authority, as defined in section 14-154; or
2. Any other person or federal agency if the department knows or could reasonably expect such information to be used for the enforcement of any civil provision of the immigration and nationality act and any provision of such law that penalizes a person's presence in, entry into, or reentry into the United States.

c. Nothing in this section shall prevent any city officer or employee from complying with federal law or restrict their discretion to take any action if such restriction is prohibited by federal law.

§ 2. This local law takes effect immediately.

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