



Legislation Text

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Int. No. 1413

By Council Member Lander

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to report on the number of arrests for resisting arrest or assault in the second degree

Be it enacted by the Council as follows:

Section 1. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-181 to read as follows:

§ 14-181 Reporting of arrests and summonses for resisting arrest and assault in the second degree.

a. No later than 30 days after the quarter ending July 1, 2019 and 30 days after every quarter thereafter, the department shall submit to the council and publish on its website a report of each case in which a person was arrested under section 205.30 or subdivision 3 of section 120.05 of the penal law, regardless of whether such person was arrested for any other charges. All data shall be reported in a format capable of automated processing. Such report shall include the following information for each such arrest:

1. All arrest charges.

2. For arrests under section 205.30 of the penal law, the charge to which the person arrested was alleged to have resisted, and whether such charge is a violation or non-criminal offense, misdemeanor, or felony.

3. For arrests under section 205.30 of the penal law, whether the person was alleged to have resisted their own arrest or the arrest of another, and if so the relationship to the person arrested.

4. For arrests under section 120.05 of the penal law, the nature of the injuries, if any, suffered by the victim or victims.

5. Whether the district attorney declined to prosecute.

6. The borough and precinct in which the person was arrested.

7. Whether the person was arrested in an area operated in whole or in part by the office of court administration, the New York city housing authority, the department of homeless services, the human resources administration, or the social security administration, in total and disaggregated by such agency or office.

8. Whether a body worn camera recorded the arrest.

9. The race and ethnic origin of the person arrested.

10. The age of the person arrested.

11. The gender of the person arrested.

12. Whether the person arrested is known to identify as transgender.

13. Whether the person arrested is known to identify as non-binary or gender non-conforming.

b. No later than 30 days after the quarter ending January 1, 2019 and 30 days after every quarter thereafter, the department shall publish the information required in subdivision a of this section in the aggregate, including the number and percentage of each data point, provided that such information that cannot be aggregated need not be included in such report. Such reports shall be stored on the department's website for at least ten years.

§2. This local law takes effect immediately.

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