



Legislation Text

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Int. No. 760-B

By Council Members Gibson, Torres, the Public Advocate (Mr. Williams), Cumbo, Ampry-Samuel, Lander, Constantinides, Kallos, Van Bramer, Rosenthal, Menchaca, Louis, Moya, Adams Brannan, Rivera, Lancman, Ayala, Reynoso, Cornegy, Vallone, Cabrera, Chin, Cohen, Rose, Powers, Salamanca, Miller, Treyger and Levin

A Local Law to amend the administrative code of the city of New York, in relation to an early intervention system

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 to add a new section 14-190 to read as follows:

§ 14-190 Early intervention system. a. The department shall maintain a centralized system that is used to record, track, review, and evaluate officer activity and to identify officers who may be in need of enhanced training, monitoring, or reassignment. Such system shall collect and utilize, at a minimum, the following:

- (i) information reported pursuant to section 7-114;
- (ii) complaints received and results of investigations conducted by the civilian complaint review board;
- (iii) complaints received and investigations conducted by the department, including but not limited to investigations conducted by the internal affairs bureau, and any disposition resulting from any such investigation;
- (iv) complaints received pursuant to section 804 of the charter;
- (v) use of force incidents and incidents of excessive force, as those terms are defined in section 14-158;
- (vi) arrests and summonses for violations of sections 240.20, 195.05 and 205.30 of the penal law;
- (vii) judicial or departmental determinations that detentions of individuals were not legally justified;
- (viii) criminal arrests or investigations of an officer, to the extent known to the department;

(ix) judicial determinations that an officer's testimony is not credible;

(x) vehicle pursuits and collisions involving department equipment;

(xi) violations of the department's patrol guide;

(xii) disciplinary actions and ongoing disciplinary proceedings; and

(xiii) non-disciplinary corrective actions.

b. By January 31 of each year, the department shall post on its website and submit to the mayor and the speaker of the council a report on the department's use of the early intervention system during the previous year, including, but not limited to (i) any additional information, other than the information required to be included in such system by subdivision a of this section, that is collected and utilized through such system; (ii) the process for identifying, through such system, officers who may be in need of enhanced training or monitoring; (iii) the interventions utilized by the department with such officers; (iv) procedures and systems for ongoing monitoring of such officers to ensure improvement; and (v) any information required to be included in such system by subdivision a of this section that the department believes should be eliminated and the reasons why.

§ 2. This local law takes effect on September 1, 2020.

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