



Legislation Text

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Int. No. 142-B

By Council Member Reed, The Speaker (Council Member Miller) and Council Members Lopez, Perkins, Jennings, Martinez, Rivera, Sanders Jr., Vann, Liu, Moskowitz, Monserrate, Seabrook, Clarke, Brewer, James, Weprin, Jackson, Vallone, Palma, Comrie, Sears, Boyland and The Public Advocate (Ms. Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of racial or ethnic profiling by law enforcement officers.

*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 hereby amended by adding a new section 14-151, to read as follows:

§14-151. Racial or Ethnic Profiling Prohibited.

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

1. “Racial or ethnic profiling” means an act of a member of the force of the police department or other law enforcement officer that relies on race, ethnicity, religion or national origin as the determinative factor in initiating law enforcement action against an individual, rather than an individual's behavior or other information or circumstances that links a person or persons of a particular race, ethnicity, religion or national origin to suspected unlawful activity.

2. “Law enforcement officer” means (i) a peace officer or police officer as defined in the Criminal Procedure Law who is employed by the city of New York; or (ii) a special patrolman appointed by the police commissioner pursuant to section 14-106 of the administrative code.

b. Prohibition. Every member of the police department or other law enforcement officer shall be prohibited from racial or ethnic profiling.

§ 2. This local law shall take effect 60 days after its enactment into law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this local law on its effective date are authorized and directed to be made and completed on or before such effective date.