



Legislation Text

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Int. No. 1040

By Council Member Narcisse

A Local Law to amend the New York city charter, in relation to reporting on cases transferred from the civilian complaint review board due to a lack of jurisdiction

Be it enacted by the Council as follows:

Section 1. Paragraph 6 of subdivision (c) of section 440 of the New York city charter, as amended by local law number 47 for the year 2021, is amended to read as follows:

6. The board shall issue to the mayor and the city council a semi-annual report which shall describe its activities and summarize its actions. Such report shall include[, for]:

(i) For each investigation initiated pursuant to section 441[, such]:

(1) Such investigation's date of initiation[.];

(2) The investigation's current status and any date of completion or termination[, a];

(3) A description of any investigative findings and recommendations set forth in a written statement of final determination [and a]; and

(4) A description of any written reports from the police commissioner in response to a written statement of final determination[.]; and

(ii) For each instance in which an incident referred to the board is deemed outside the board's jurisdiction, the following information:

(1) Type of allegation;

(2) Borough of occurrence;

(3) Precinct of occurrence;

(4) Reason the incident is outside the board's jurisdiction;

(5) Whether the complainant was referred to another agency; and

(6) The agency to which the complainant was referred, if any.

§ 2. Subdivision (d) of section 440 of the New York city charter is amended by adding new paragraphs 4 and 5 to read as follows:

4. The police department shall issue to the city council an annual report which must contain the following information regarding incidents referred to the police department from the board. The report must include, but need not be limited to the following:

(i) Type of allegation;

(ii) The unit within the police department to which the case was referred;

(iii) The dispositions of the referrals; and

(iv) The amount of time between the police department receiving the complaint and a final disposition.

5. The police department shall contact the complainant via mail and email to inform the complainant that the police department will be handling their case, provide the reason as to why the case was transferred, and provide a reference number and contact information for follow up inquires.

§ 3. This local law takes effect immediately.

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