

LOCAL LAW INTRO. NO. 2022

A LOCAL LAW amending Chapter 273 of the Laws of Westchester County to require local municipal police departments to report all incidents involving conduct, which is or appears to be motivated, all or in part, by a person's actual or perceived membership in a protected class.

BE IT ENACTED by the County Board of the County of Westchester as follows:

Section 1. Chapter 273 of the Laws of Westchester County is hereby amended as follows:

Section 273.01. Powers and duties of department.

1. The Department of Public Safety shall consist of the following divisions: Division of Westchester County Police and the Division of Services. The Division of Westchester County Police and the Division of Services shall each be headed by a Deputy Commissioner to be appointed by the Commissioner/Sheriff, subject to the approval of the County Executive, to serve at the Commissioner/Sheriff's pleasure.
2. There shall also be within the department a Police Board and a Public Safety Emergency Force, as hereinafter described. The Commissioner/Sheriff may establish other units within the Department of Public Safety as he may deem necessary for the efficient operation of the department.
3. Every local municipal police department located in the County of Westchester shall notify the Commissioner of the Westchester County Department of Public Safety, in the manner prescribed by said Commissioner, of any alleged bias-related crimes committed pursuant to Section 240.21, subsection (3) of Section 240.30, [and] Section 240.31, and Section 485.05 of the New York State Penal Law and shall report any

incident, offense, or unlawful act, which after investigation by law enforcement, is or appears to be motivated all or in part by [the] race, color, religion, age, national origin, alienage or citizenship status, ethnicity, familial status, creed, gender, sexual orientation, marital status, [or] disability, [race, religion, ethnicity/national origin, sexual orientation, age, gender or disability of the victim] or institutional target. For purposes of this section, incident is defined as conduct that may not violate the New York State Penal Law.

4. The Commissioner of the Westchester County Department of Public Safety shall notify the Executive Director of the Westchester County Human Rights Commission of any incident, which after investigation by law enforcement, is or appears to be motivated all or in part by race, religion, ethnicity/national origin, sexual orientation, age, gender or disability of the victim or institutional target, but may not violate the New York State Penal Law.

Section 2. This Local Law shall take effect sixty (60) days after enactment.