



Legislation Text

File #: Int 1309-2018, Version: B

Int. No. 1309-B

By Council Members Richards, Adams, Lander, Rosenthal, Cumbo, Miller, Salamanca, Van Bramer, Kallos, Chin, Brannan, Rivera, Ampry-Samuel, Louis, Ayala, Rose, Cornegy, Vallone, Cohen and Levin

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to develop an internal disciplinary matrix

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 14-186 to read as follows:

§ 14-186 Internal disciplinary matrix. a. Internal disciplinary matrix. Within six months of the date this local law takes effect, the department shall post on its website a disciplinary matrix that sets forth an advisory schedule of violations, penalties, and mitigating and aggravating circumstances, or any other factors considered by the commissioner to be relevant to the process of determining the appropriate discipline for police department personnel for substantiated violations of department rules or other policies.

b. Disciplinary matrix development. Within three months of the date this local law takes effect, the department shall prepare and file with the mayor and the speaker of the council, and post on its website:

1. Factors relevant to developing the internal disciplinary matrix and steps undertaken by the department in developing the internal disciplinary matrix, including consultation with outside entities including stakeholders and community groups.

2. The proposed schedule of violations, penalties, and mitigating and aggravating circumstances, or any other factors considered by the commissioner to be relevant to the process of determining appropriate discipline.

c. Nothing in this section shall be construed to limit the discretion of the commissioner to impose discipline, and the commissioner may modify the disciplinary matrix at any time. A description of any such modifications shall be posted on the department website.

d. No later than January 30, 2022, and by each January 30 in each year thereafter, the department shall post on its website and deliver to the speaker of the council a report that includes the number and percentage of instances within the preceding calendar year in which the commissioner imposed a discipline penalty that is different from the disciplinary matrix penalty.

§ 2. Section 14-181 of the administrative code of the city of New York, as added by local law number 220 for the year 2019, relating to the office of nightlife, is renumbered section 14-185.

§ 3. This local law takes effect immediately.

JG/ D.A.
LS # 8610
6/9/20 10:007PM