

SAFER NEIGHBORHOODS. SECURE STREETS.

Protect New Yorkers and
Support Law Enforcement

Public Protection Agenda
Related Legislation

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Judicial Discretion: Restore judicial discretion to allow judges the ability to determine whether a violent criminal poses a dangerous threat to the community and can be held without bail ([A.3183, Reilly](#)).

Raise the Age Reforms: Require violent felony offenses to be tried in Youth-Part Criminal Court, ensure access to records, and keep victims of crimes committed by a person under 18 aware of the final disposition of cases (**To be introduced, Barclay**).

Make "Hate Crime" a Qualified Offense: Make a "hate crime" a qualified offense for purposes of bail issuance and denying pre-trial (**To be introduced, E. Brown**).

Ensure Punishment for Gun Crimes: Remove all gun crimes from the no-bail list of offenses Democrats established in 2019 ([A.1503, Barclay](#)).

Additional Penalties for Committing Crimes with a Firearm: Provide for an additional five-year term of imprisonment for committing a felony while possessing a loaded firearm ([A.4222, Mikulin](#)).

Firing into a Crowded Space: Make it a class B violent felony to fire into a crowded space with the intent to harm ([A.2929, Jensen](#)).

Parole Reform: Require a unanimous vote of at least three parole commissioners to grant a prisoner early release. Also allows a majority vote of the Legislature to remove a commissioner from the Parole Board ([A.5225, Barclay](#)).

"Paula's Law": Prevent the parole of anyone who sexually assaults and murders a child under 18 years of age ([A.4661, McGowan](#)).

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Three Strikes & You're In: Authorize life in prison without parole for persistent violent felony offenders ([A.5557, Brabenec](#)).

Lifetime Post-Release Supervision: Require lifetime post-release supervision for offenders convicted of rape in the first degree, criminal sexual act in the first degree, aggravated sexual abuse in the first degree, course of sexual conduct against a child in the first and second degrees, or sexual abuse in the first degree when the other person is less than eleven years old; prohibits good behavior allowances against a determinate sentence for a person convicted of any such crimes ([A.5463, Barclay](#)).

No Parole for Murder Involving a First Responder: Require a sentence of life imprisonment without parole for murder in the first degree involving the killing of a first responder ([A.5747, Slater](#)).

Police Safety Equipment Grant Program: Establish the police safety equipment grant program within the Division of Criminal Justice Services and make an appropriation ([A.5532, Smith](#)).

Obstructing a Police Officer: Create the class E felony offense of Obstructing a Police Officer when a person intentionally interferes with, inhibits, or attempts to interfere with or inhibit a police or peace officer from performing their official duties ([A.5540, Smith](#)).

School Resource Officer and DARE Grant Program: Establish a \$30 million grant program for the cost of school resource officers or costs related to the Drug Abuse Resistance Education (DARE) Program **(To be introduced)**.

Menacing a Police Officer: Establish the offenses of menacing a police officer or peace officer in the first degree and menacing a police officer or peace officer in the second degree **(To be introduced)**.

Unlawful Discharge of a Firearm: Create a class B felony when a person willfully discharges a loaded firearm when pointed at a peace officer, police officer, corrections officer, firefighter, or emergency services professional ([A.4522, Durso](#)).

Increased Penalties for Crimes During a Riot: Enhance the penalties for crimes committed during a riot ([A.3373, Reilly](#)).

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Killing a Police Animal: Elevate killing a police work dog or police work horse from a class E felony to a class D felony ([A.5558](#), [Brabenec](#)).

Strengthen Penalties for Crimes Against Children: Address current statutes pertaining to child abuse, child sex abuse, and murder by strengthening child endangerment laws, strengthening penalties for those who sexually abuse children, and clearly defining depraved indifference ([A.5605](#), [Barclay](#)).

Increase Penalties for Passing School Buses: Increase penalties for individuals who cause injury or death to a person while overtaking and passing a stopped school bus (**To be introduced**, [Palmesano](#)).

Voting Location Restrictions for Sex Offenders: Prohibit level two or three sex offenders from voting at a school or facility for children ([A.2212](#), [Norris](#)).

Presumption to Sell Heroin: Provide that possession of 40 or more individual packages containing heroin or a heroin mixture is presumptive evidence of a person's intent to sell it, thereby increasing the severity of the crime ([A.5475](#), [Smith](#)).

Criminal Possession of Fentanyl: Create the class E felony of criminal possession of fentanyl which is committed when a person knowingly or intentionally manufactures, distributes, dispenses, or possesses with intent to manufacture, distribute, or dispense fentanyl or any derivate ([A.5592](#), [Brabenec](#)).

Exposing a First Responder to Fentanyl: Include exposing a first responder to fentanyl, or a fentanyl derivative, in the definition of offense of assault in the first degree ([A.4085-A](#), [Durso](#)).

Insurance Coverage for Substance Abuse Treatment: Require insurance companies to cover at least seven days of detoxification treatment and 30 days of rehabilitation services for substance abuse disorders ([A.2401](#), [JM. Giglio](#)).

Custody for Drug Treatment: Allow for principals to be remanded into custody for drug treatment where there is a risk of continued substance abuse or the use of an opioid antagonist was required ([A.5590](#), [K. Brown](#)).

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Opioid Rehabilitation Facilities: Establish and require the operation of a dedicated opioid rehabilitation facility and the personal needs allowance for residents of a dedicated opioid rehabilitation facility; relates to the diversion of certain defendants to a mandatory opioid rehabilitation facility; relates to the establishment of a dedicated opioid rehabilitation facility and the provision of correction officers to such facilities ([A.4146, Lemondes](#)).

Penalties for Methamphetamine Possession or Sale: Amend the penal law so that the penalties for the possession and/or sale of methamphetamine are similar to those of the penalties for possession and/or sale of heroin and cocaine ([A.4373, Palmesano](#)).

Manufacturing Methamphetamine Penalties: Increase the penalties for the crimes of criminal possession of methamphetamine manufacturing material and unlawful manufacture of methamphetamine ([A.4445, Palmesano](#)).

Arson While Manufacturing a Controlled Substance: Define a person as guilty of arson in the first degree who while manufacturing or attempting to manufacture a controlled substance destroys or causes to be burned, in whole or part, a building or person ([A.5418, Palmesano](#)).

Contraband Screening at Correctional Facilities: Require the Department of Corrections and Community Supervision (DOCCS) to establish a contraband screening plan in correctional facilities ([A.5388, Palmesano](#)).

"Bella's Law": Call for an investigation into possible domestic violence or abuse for persons who have been accused of animal abuse ([A.1276, E. Brown](#)).

"Clara's Law": Require hospitals and healthcare facilities to report incidents of sexual offense against a patient by a healthcare practitioner to the Department of Health and the Department of Education ([A.2991, Gallahan](#)).

"Todd's Law": Increase the punishment by one category when a person is convicted of petit larceny or grand larceny and the property stolen is necessary for the daily living of a physically disabled or elderly individual ([A.5402, Smith](#)).

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Landowner Liability Protection: Grant landowners protection from liability if an individual is injured on their property by providing for a general exemption from liability for “other recreational activities” ([A.5641, Friend](#)).

Witnesses of a Hate Crime: Protect the identity of witnesses of hate crimes in discovery proceedings ([A.2773, Gandolfo](#)).

Combination of Petit Larceny Charges: Authorize prosecutors to combine petit larceny charges within an 18-month period, potentially elevating petit larceny to grand larceny charges ([A.5029, Reilly](#)).

Unfounded Complaints: Prevent unfounded complaints against first responders from being disclosed or added to their personnel record ([A.2727, JA. Giglio](#)).

Failure to Retreat: Make it a class D felony for any person to approach or remain within 25 feet of police officers in the performance of their duties when ordered to retreat ([A.4211, Morinello](#)).

Making a False Accusation: Create the crime of offering a false accusation against a police officer when filing a report against a police officer knowing the information is false or baseless ([A.4205, Morinello](#)).