



INTERIM ORDER

No. I20-014

SUBJECT: CESSATION OF ENFORCEMENT ACTION IN CITY OF NEW YORK			
ISSUE DATE: 7/16/2020	EFFECTIVE DATE: 7/16/2020	REVISES/SUPERSEDES: --	PAGE: 1 of 1
DISTRIBUTION: All Employees	EXPIRATION DATE: ---	ISSUING AUTHORITY: Commissioner Gleason	

PURPOSE:

The City of New York has recently enacted into law Administrative Code Section 10-181 which, in addition to making the application of any chokehold unlawful, also makes unlawful sitting, kneeling, or standing on the chest or back in a manner that compresses the diaphragm, in the course of effecting or attempting to effect an arrest. This offense is punishable as a misdemeanor. Given the likelihood that the restraint of a non-compliant individual during the course of making a lawful arrest often requires kneeling on the torso of the subject for at least a brief period of time and that Section 10-181 criminalizes such actions without respect to intent or injury, this order is intended to protect Sworn Members from criminal prosecution for actions consistent with their training and Department policy.

POLICY:

Effective immediately and until further notice Sworn Members shall not conduct any enforcement activity within the confines of the City of New York. This includes pursuing subjects into the City of New York for offenses committed in Westchester County.

The only standing exception is for the picking up of a prisoner already in the custody of another agency. Requests for other exceptions shall be made through the chain of command to the Commissioner.

Interim Orders are published to announce and implement new procedures. They may also temporarily amend or suspend current procedures in the Department Manual.