

1412--A

2011-2012 Regular Sessions

I N S E N A T E

January 7, 2011

Introduced by Sen. SALAND -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- recommended to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law, in relation to training expenses for police and peace officers

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Section 72-c of the general municipal law, as amended by
2 section 1 of subpart C of part C of chapter 97 of the laws of 2011, is
3 amended to read as follows:
4 S 72-c. Expenses of members of the police department and other peace
5 officers in attending [police] training schools. The board or body of a
6 county, city, town or village authorized to appropriate and to raise
7 money by taxation and to make payments therefrom, is hereby authorized,
8 in its discretion, to appropriate and to raise money by taxation and to
9 make payments from such moneys, for the annual expenses of the members
10 of the police department of such municipal corporation in attending a
11 [police] training school, as provided by the regulations of the depart-
12 ment, either within such municipal corporation or elsewhere within the
13 state; and for the payment of reasonable expenses of such members and
14 other police officers or peace officers of the municipality while going
15 to, attending, and returning from any training school conducted by or
16 under the auspices of the federal bureau of investigation, whether with-
17 in or without the state. Notwithstanding any inconsistent provision of
18 any general, special or local law to the contrary, whenever a member of
19 the police department of a municipal corporation has attended a [police]
20 training school, the expense of which was borne by such municipal corpo-
21 ration, terminates employment with such municipal corporation and
22 commences employment with any other [municipal corporation or employer

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

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1 county sheriff] LAW ENFORCEMENT AGENCY WITHIN NEW YORK STATE, such
2 employer [municipal corporation or employer county sheriff] shall reim-
3 burse the [prior employer] municipal corporation THAT FORMERLY EMPLOYED
4 THE POLICE OFFICER OR PEACE OFFICER for such expenses, including, sala-
5 ry, tuition, enrollment fees, books, and the cost of transportation to
6 and from training school, as follows: on a pro rata basis, to be calcu-
7 lated by subtracting from the number of days in the three years follow-
8 ing the date of the member's graduation from police training school, the
9 number of days between the date of the member's graduation from training
10 school and the date of the termination of employment with the municipal
11 corporation which paid for such training, and multiplying the difference
12 by the per diem cost of such expenses, to be calculated by dividing the
13 total cost of such expenses by the number of days in the three years
14 following the date of the member's graduation, if such change in employ-
15 ment occurs within three years of such member's graduation from [police]
16 training school. Provided, however, [the employer municipal corporation
17 or employer county sheriff] A LAW ENFORCEMENT AGENCY shall not be
18 required to reimburse the prior employer [municipal corporation] for
19 that portion of such expenses which [is] MAY BE reimbursable by the
20 member to [the] HIS OR HER prior employer [municipal corporation] under
21 the terms of an employment or labor agreement. [Provided, further,
22 however, the employer municipal corporation or employer county sheriff
23 shall not be required to reimburse the prior employer municipal corpo-
24 ration] NO REIMBURSEMENT SHALL BE REQUIRED for such basic training if
25 such change in employment occurs after the expiration of the validity of
26 the member's certificate attesting to the satisfactory completion of an
27 approved [municipal police] basic training program.
28 S 2. This act shall take effect immediately.