

7347--A

I N S E N A T E

May 2, 2012

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law and the administrative code of the city of New York, in relation to service by police officers in an undercover capacity

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

- 1 Section 1. The general municipal law is amended by adding a new
2 section 208-h to read as follows:
3 S 208-H. SERVICE IN AN UNDERCOVER CAPACITY; LIMITATION. NOTWITHSTAND-
4 ING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW OR ANY RULE OR
5 REGULATION OF ANY POLICE DEPARTMENT OR COMMISSIONER OR HEAD THEREOF, A
6 MEMBER OF A POLICE FORCE, INCLUDING POLICE DETECTIVES, SHALL NOT BE
7 REQUIRED TO SERVE IN AN UNDERCOVER ASSIGNMENT OR CAPACITY FOR A PERIOD
8 OF TIME WHICH EXCEEDS THIRTY-SIX MONTHS. SUCH TIME LIMIT SHALL BE THE
9 AGGREGATE OF ALL SERVICE UNDER ANY TITLE, POSITION OR APPOINTMENT.
10 S 2. The administrative code of the city of New York is amended by
11 adding a new section 14-117.1 to read as follows:
12 S 14-117.1 SERVICE IN AN UNDERCOVER CAPACITY; LIMITATION. NOTWITH-
13 STANDING ANY INCONSISTENT PROVISION OF LAW, RULE OR REGULATION OF THE
14 DEPARTMENT OR THE COMMISSIONER, A MEMBER OF THE POLICE FORCE, INCLUDING
15 POLICE DETECTIVES, SHALL NOT BE REQUIRED TO SERVE IN AN UNDERCOVER
16 ASSIGNMENT OR CAPACITY FOR A PERIOD OF TIME WHICH EXCEEDS THIRTY-SIX
17 MONTHS. SUCH TIME LIMIT SHALL BE THE AGGREGATE OF ALL SERVICE UNDER ANY
18 TITLE, POSITION OR APPOINTMENT.
19 S 3. This act shall take effect immediately.

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

LBD15711-02-2