

STATE OF NEW YORK

5632

2017-2018 Regular Sessions

IN ASSEMBLY

February 14, 2017

Introduced by M. of A. BRABENEC -- read once and referred to the Committee on Local Governments

AN ACT to amend the town law, in relation to town police departments in any village within the town of Tuxedo

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 1 of section 150 of the town law, as amended by
2 chapter 843 of the laws of 1980, is amended to read as follows:

3 1. The town board of any town may establish a police department and
4 appoint a chief of police and such officers and patrolmen as may be
5 needed and fix their compensation. The compensation of such policemen
6 shall be a town charge; providing however, no assessment on property in
7 any village within any town or partially within any town shall be made
8 for the maintenance or operation of a town police department established
9 after January first, nineteen hundred sixty, pursuant to this section if
10 any such village maintains a police department of four or more policemen
11 on an annual full-time basis, established and maintained under the rules
12 of civil service. The town board may, at its option, determine that the
13 town shall pay all or part of the cost of the uniforms and necessary
14 equipment of its policemen, and may purchase such equipment for use by
15 the police department as it shall deem necessary, including police
16 patrol vehicles, and emergency service vehicles for police use in
17 connection with accidents, public calamities or other emergencies. No
18 assessment on property in any village within any town in the county of
19 Suffolk ~~[or]~~, in any village within the town of Fallsburgh or in any
20 village within the town of Tuxedo shall be made for the maintenance or
21 operation of such town police department, if any such village maintains
22 a police department of two or more policemen on an annual basis. In the
23 event that a town has established a police department prior to January
24 first, nineteen hundred sixty, the town board of such town may enter
25 into an agreement with any village within it or partially within it

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

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1 which maintains a police department of four or more policemen on an
2 annual full-time basis, established and maintained under the rules of
3 civil service and determine therein what part of the cost thereof shall
4 be assessed against the property in the village and what part thereof
5 shall be assessed against the property in the town outside of the
6 village. Thereafter such portion of the cost thereof determined to be
7 assessed outside of the village shall be a charge against that part of
8 the town outside of the village and assessed, levied and collected from
9 the taxable property of that part of the town outside of the village.
10 When appointed, such policemen shall be police officers and shall have
11 all the powers and be subject to all the duties and liabilities of a
12 police officer in all criminal actions and proceedings and special
13 proceedings of a criminal nature.
14 § 2. This act shall take effect immediately.