

STATE OF NEW YORK

8980

IN SENATE

June 11, 2018

Introduced by Sen. JACOBS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the criminal procedure law and the education law, in relation to expanding the geographical area of employment of university police officers; and to repeal paragraph (d) of subdivision 34-a of section 1.20 of the criminal procedure law relating thereto

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

1 Section 1. Paragraph (a) of subdivision 34-a of section 1.20 of the
2 criminal procedure law, as amended by chapter 428 of the laws of 1999,
3 is amended to read as follows:

4 (a) [~~Except as provided in paragraph (d) of this subdivision,~~] New
5 York state constitutes the "geographical area of employment" of any
6 police officer employed as such by an agency of the state or by an
7 authority which functions throughout the state, or a police officer
8 designated by the superintendent of state police pursuant to section two
9 hundred twenty-three of the executive law, or a police officer appointed
10 by the state university of New York;

11 § 2. Paragraph (a) of subdivision 34-a of section 1.20 of the criminal
12 procedure law, as amended by chapter 424 of the laws of 1998, is amended
13 to read as follows:

14 (a) [~~Except as provided in paragraph (d),~~] New York state constitutes
15 the "geographical area of employment" of any police officer employed as
16 such by an agency of the state or by an authority which functions
17 throughout the state or appointed by the state university of New York;

18 § 3. Paragraph (d) of subdivision 34-a of section 1.20 of the criminal
19 procedure law is REPEALED.

20 § 4. Paragraph 1 of subdivision 2 of section 355 of the education law,
21 as amended by chapter 424 of the laws of 1998, is amended to read as
22 follows:

23 1. To appoint university police officers who shall have the powers of
24 police officers and to remove such police officers at pleasure;
25 provided, however, that any person appointed a police officer must have
26 satisfactorily completed or complete within one year of the date of his

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

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1 appointment a course of law enforcement training approved by the municipi-
2 pal police training council in consultation with the university. [~~It~~
3 ~~shall be the duty of such police officers to preserve law and order on~~
4 ~~the campuses and other property of the university, including any portion~~
5 ~~of a public highway which crosses or abuts such property.~~]

6 Subject to the approval of the chancellor, the president of each
7 state-operated campus of the state university shall enter into a written
8 agreement with adjoining law enforcement agencies establishing protocols
9 for the exercise of authority by such university police officer off-cam-
10 pus, including mutual aid and assistance. Such written protocols shall
11 not be deemed to supersede the authority of other police officers. The
12 provisions of this paragraph shall not apply to any of the state insti-
13 tutions and property referred to in section five thousand seven hundred
14 nine of this chapter.

15 § 5. This act shall take effect immediately; provided that the amend-
16 ments to paragraph (a) of subdivision 34-a of section 1.20 of the crimi-
17 nal procedure law made by section one of this act shall be subject to
18 the expiration and reversion of such paragraph pursuant to section 3 of
19 chapter 428 of the laws of 1999, as amended, when upon such date the
20 provisions of section two of this act shall take effect.