

STATE OF NEW YORK

1210

2021-2022 Regular Sessions

IN SENATE

January 8, 2021

Introduced by Sen. KAMINSKY -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to allowing for a program sponsor to amend a point system as part of a service award program

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

1 Section 1. Section 217 of the general municipal law is amended by
2 adding a new subdivision (q) to read as follows:

3 (q) The program sponsor may make adjustments to the participation in
4 department responses point system category provided for in paragraph
5 (vi) of subdivision (c) of this section in the event that such program
6 sponsor adopts written emergency response protocols setting different
7 emergency response requirements for the fire department, fire companies,
8 squads and units thereof such that certain participants are not permit-
9 ted to respond and are restricted from responding to all non-emergency
10 rescue and first aid squad calls and/or all emergency rescue and first
11 aid squad calls. Such restrictions on response may relate to determi-
12 nations made by the district physician or department's physician as to
13 the duties that may be assigned to certain personnel. In the event that
14 the program sponsor adopts different response requirements for different
15 groups, participants in those groups shall be required to respond to the
16 minimum number of emergency calls assigned to their group by applying
17 the percentage provided for in paragraph (vi) of subdivision (c) of this
18 section. Notwithstanding the provisions of section two hundred sixteen
19 of this article, a point system amendment to address written emergency
20 response protocols may be adopted by the affirmative vote of at least
21 sixty percent of such governing board, without referendum. Such amend-
22 ment shall only take effect as of the first day of January next succeed-
23 ing the completion of the proceedings required for adoption of the
24 amendment and shall only apply prospectively unless the new written

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

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1 emergency response protocol is adopted in order to address a state
2 disaster emergency, as such term is defined in section twenty of the
3 executive law, and applicable to the county or counties in which the
4 fire department operates, in which case such amendment may be applied in
5 the year adopted.

6 § 2. This act shall take effect immediately.