S T A T E O F N E W Y O R K

1330

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. SCHIMEL -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to designating as peace officers, certain employees of the Nassau county correctional center

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

Section 1. Section 2.10 of the criminal procedure law is amended by adding a new subdivision 83 to read as follows:

83. ANY EMPLOYEE OF THE NASSAU COUNTY CORRECTIONAL CENTER WHO IS NOT A CORRECTION OFFICER BUT WHOSE JOB DUTIES INCLUDE PERFORMING DUTIES AS A CORRECTION OFFICER ON A TEMPORARY BASIS, AS REQUIRED, AT THE DISCRETION OF THE SHERIFF OF THE COUNTY OF NASSAU, OR HIS OR HER DESIGNATED OFFICER; PROVIDED, HOWEVER, THAT PEACE OFFICER STATUS SHALL APPLY TO SUCH EMPLOYEES ONLY DURING THE PERFORMANCE AND DISCHARGE OF DUTY. NOTHING IN THIS SUBDIVISION SHALL BE CONSTRUED TO AUTHORIZE ANY SUCH EMPLOYEE TO CARRY, POSSESS, REPAIR OR DISPOSE OF A FIREARM UNLESS THE APPROPRIATE LICENSE THEREFOR HAS BEEN ISSUED PURSUANT TO SECTION 400.00 OF THE PENAL LAW.

S 2. This act shall take effect immediately.

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

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