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

3870

2009-2010 Regular Sessions

I N A S S E M B L Y

January 28, 2009

Introduced by M. of A. RAIA, ALFANO, WALKER -- Multi-Sponsored by -- M. of A. CONTE, FITZPATRICK, McDONOUGH, RABBITT, THIELE -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to including bay constables appointed by a county, city, town or village within the definition of peace officers

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

Section 1. Subdivision 18 of section 2.10 of the criminal procedure law, as amended by chapter 224 of the laws of 1998, is amended to read as follows:

18. Bay [constable of the city of Rye, the villages of Mamaroneck, South Nyack and bay constables of the towns of East Hampton, Hempstead, Oyster Bay, Riverhead, Southampton, Southold, Islip, Shelter Island, Brookhaven, Babylon, Smithtown, Huntington and North Hempstead; provided, however, that nothing in this subdivision shall be deemed to authorize the bay constables in the city of Rye, the village of South Nyack or the towns of Brookhaven, Babylon, Southold, East Hampton, Riverhead, Islip, other than a bay constable of the town of Islip who prior to April third, nineteen hundred ninety-eight served as harbormaster for such town and whose position was reclassified as bay constable for such town prior to such date, Smithtown, Huntington and Shelter Island 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] CONSTABLES APPOINTED BY A COUNTY, CITY, TOWN OR VILLAGE.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.

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

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