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

5194

2009-2010 Regular Sessions

I N A S S E M B L Y

February 11, 2009

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

AN ACT to amend the general municipal law, in relation to residency agreements as a condition of employment for police officers or firefighters

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

Section 1. The general municipal law is amended by adding a new section 208-h to read as follows:

S 208-H. PROHIBITION ON RESIDENCY AGREEMENTS AS CONDITION OF EMPLOYMENT WITH POLICE OR FIRE DEPARTMENT. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO MUNICIPAL CORPORATION SHALL REQUIRE, AS A CONDITION PRECEDENT TO EMPLOYMENT OR CONSIDERATION FOR EMPLOYMENT WITH ITS POLICE OR FIRE DEPARTMENT, ANY INDIVIDUAL TO ENTER INTO OR SIGN AN AGREEMENT FOR CONTRACTUAL DEBT, OR OBLIGE ANY INDIVIDUAL IN THE EMPLOY OF SUCH MUNICIPAL CORPORATION TO PAY ANY TAX, FEE, OR WAGE REDUCTION, SHOULD SUCH INDIVIDUAL BE OR BECOME A NON-RESIDENT OF SUCH MUNICIPAL CORPORATION. FOR THE PURPOSES OF THIS SECTION, THE TERM "NON-RESIDENT" SHALL MEAN AN INDIVIDUAL WHO IS NOT DOMICILED WITHIN THE LIMITS OF THE EMPLOYING MUNICIPAL CORPORATION AND MAINTAINS A PERMANENT PLACE OF ABODE ELSEWHERE. ANY RESIDENCY AGREEMENT ENTERED INTO OR SIGNED BY AN EMPLOYEE OF THE POLICE OR FIRE DEPARTMENT OF A MUNICIPAL CORPORATION PRIOR TO THE EFFECTIVE DATE OF THIS SECTION SHALL BE VOID.

S 2. This act shall take effect on the first of July next succeeding the date on which 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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