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

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I N A S S E M B L Y

February 5, 2010

Introduced by M. of A. OAKS, BARCLAY, BURLING, HAWLEY, JORDAN, MOLINARO -- Multi-Sponsored by -- M. of A. AMEDORE, BACALLES, BALL, CALHOUN, CASTRO, CONTE, CROUCH, DUPREY, GIGLIO, MAGEE, McKEVITT, REILICH, SALADINO, SAYWARD, SCOZZAFAVA, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to participants in youth programs sponsored by fire departments

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

Section 1. Subdivision 5 of section 204-b of the general municipal law, as added by chapter 386 of the laws of 1978, is amended to read as follows:

5. All activities of participants in such program shall be approved in advance by the chief, or his OR HER designee. [No activities may include emergency duties in connection with fire department or fire company operations or any other hazardous activity.] PARTICIPANTS MAY RESPOND TO AN EMERGENCY OR HAZARDOUS ACTIVITY, BUT SHALL REMAIN IN A DESIGNATED OR MARKED OFF AREA THAT HAS BEEN SET UP BY THE CHIEF OR OFFICER IN CHARGE. SUCH PARTICIPANT CANNOT RESPOND TO AN EMERGENCY ON A VEHICLE USING LIGHTS AND/OR SIRENS. FURTHERMORE, SUCH PARTICIPANTS MAY NOT ENTER A BURNING STRUCTURE NOR SHALL PARTICIPANTS IN A YOUTH PROGRAM PURSUANT TO THIS SECTION FALL UNDER THE DEFINITION OF ACTIVE VOLUNTEER FIREFIGHTER AS DEFINED IN SECTION THREE OF THE VOLUNTEER FIREFIGHTERS' BENEFIT 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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