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

1104

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

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

AN ACT to amend the general municipal law, in relation to authorizing fees for police services

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 207-s to read as follows:

S 207-S. POLICE PROTECTION AT SPECIAL EVENTS. A MUNICIPALITY MAY ADOPT A LOCAL LAW TO PROVIDE THAT THE PERSON OR PERSONS RESPONSIBLE FOR EITHER OPERATING, CONDUCTING, PROMOTING, OR SPONSORING ANY SPECIAL EVENT, EXHIBITION, OR CONTEST TO BE HELD IN THE MUNICIPALITY AT WHICH A PRICE FOR ADMISSION OR ATTENDANCE IS CHARGED OR IS TO BE CHARGED SHALL PAY THE COSTS INCURRED BY THE MUNICIPALITY AS A RESULT OF PROVIDING ADDITIONAL POLICE PERSONNEL, IF ANY, BEYOND THE NORMAL NUMBER OF OFFICERS WHO WOULD HAVE OTHERWISE BEEN ON DUTY HAD THE NEED FOR ADDITIONAL PERSONNEL NOT ARISEN. THE LOCAL LAW SHALL IDENTIFY THE TYPE OR TYPES OF SPECIAL EVENTS, EXHIBITIONS, OR CONTESTS FOR WHICH AN ACTIVITY'S OPERATOR, CONDUCTOR, PROMOTER, OR SPONSOR MAY BE CHARGED FOR ADDITIONAL POLICE PERSONNEL THAT IS EITHER REQUESTED BY THE OPERATOR, CONDUCTOR, PROMOTER, OR SPONSOR OR DETERMINED TO BE NECESSARY BY THE MUNICIPALITY. THE LOCAL LAW MAY ALSO PROVIDE THAT: (A) THE OPERATOR, CONDUCTOR, PROMOTER, OR SPONSOR OF THE ACTIVITY SHALL COMPLETE SUCH FORMS OR APPLICATIONS PROVIDING THE INFORMATION DEEMED NECESSARY BY THE MUNICIPALITY TO DETERMINE WHETHER ANY ADDITIONAL POLICE PERSONNEL SHOULD BE SCHEDULED FOR THE EVENT; (B) THE LOCAL LAW SHALL NOT APPLY TO ANY CORPORATION FORMED UNDER THE NOT-FOR-PROFIT CORPORATION LAW; AND (C) THE OPERATOR, CONDUCTOR, PROMOTER, OR SPONSOR OF THE ACTIVITY SHALL PAY ALL OR A PORTION OF THE ESTIMATED COST OF ADDITIONAL POLICE PROTECTION PRIOR TO THE COMMENCEMENT OF THE EVENT.

S 2. This act shall take effect on the one hundred eightieth 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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