

2724

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. PRETLOW -- Multi-Sponsored by -- M. of A. COOK --
read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to apportioning
the expenses of police department members attending police training
schools

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

1 Section 1. Section 72-c of the general municipal law, as amended by
2 chapter 229 of the laws of 1992, is amended to read as follows:
3 S 72-c. Expenses of members of the police department and other peace
4 officers in attending police training schools. The board or body of a
5 county, city, town or village authorized to appropriate and to raise
6 money by taxation and to make payments therefrom, is hereby authorized,
7 in its discretion, to appropriate and to raise money by taxation and to
8 make payments from such moneys, for the annual expenses of the members
9 of the police department of such municipal corporation in attending a
10 police training school, as provided by the regulations of the depart-
11 ment, either within such municipal corporation or elsewhere within the
12 state; and for the payment of reasonable expenses of such members and
13 other police officers or peace officers of the municipality while going
14 to, attending, and returning from any training school conducted by or
15 under the auspices of the federal bureau of investigation, whether with-
16 in or without the state. Notwithstanding any inconsistent provision of
17 any general, special or local law to the contrary, whenever a member of
18 the police department of a municipal corporation[, having a population
19 of ten thousand or less,] HAVING A POPULATION OF TWO HUNDRED THOUSAND OR
20 LESS has attended a police training school, the expense of which was
21 borne by such municipal corporation, terminates employment with such
22 municipal corporation and commences employment with any other municipal
23 corporation or employer county sheriff, such employer municipal corpo-
24 ration or employer county sheriff shall reimburse the prior employer

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

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1 municipal corporation[, having a population of ten thousand or less,]
2 for such expenses, including, salary, tuition, enrollment fees, books,
3 and the cost of transportation to and from training school, as follows:
4 on a pro rata basis, to be calculated by subtracting from the number of
5 days in the three years following the date of the member's graduation
6 from police training school, the number of days between the date of the
7 member's graduation from training school and the date of the termination
8 of employment with the municipal corporation which paid for such train-
9 ing, and multiplying the difference by the per diem cost of such
10 expenses, to be calculated by dividing the total cost of such expenses
11 by the number of days in the three years following the date of the
12 member's graduation, if such change in employment occurs within three
13 years of such member's graduation from police training school. Provided,
14 however, the employer municipal corporation or employer county sheriff
15 shall not be required to reimburse the prior employer municipal corpo-
16 ration for that portion of such expenses which is reimbursable by the
17 member to the prior employer municipal corporation under the terms of an
18 employment or labor agreement. Provided, further, however, the employer
19 municipal corporation or employer county sheriff shall not be required
20 to reimburse the prior employer municipal corporation for such basic
21 training if such change in employment occurs after the expiration of the
22 validity of the member's certificate attesting to the satisfactory
23 completion of an approved municipal police basic training program.

24 S 2. This act shall take effect immediately and shall apply to persons
25 who have successfully completed police training courses on or after such
26 effective date.