

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

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

AN ACT to amend the general municipal law, in relation to terms and  
conditions of employment of police chiefs

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

1 Section 1. Section 207-m of the general municipal law is amended by  
2 adding two new subdivisions 3 and 4 to read as follows:

3 3. NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW  
4 OR ADMINISTRATIVE CODE TO THE CONTRARY, A PERSONAL SERVICES CONTRACT OR  
5 EMPLOYMENT AGREEMENT ENTERED INTO BETWEEN A MUNICIPALITY AND A HEAD OF A  
6 POLICE DEPARTMENT, INCLUDING DEPUTY CHIEFS AND ASSISTANT CHIEFS OR OTHER  
7 COMMAND RANKS WHO ARE NOT MEMBERS OF A NEGOTIATING UNIT, SHALL BE BIND-  
8 ING UPON BOTH PARTIES FOR THE DURATION OF THE AGREED TERM OF SUCH  
9 CONTRACT.

10 4. NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW  
11 OR ADMINISTRATIVE CODE TO THE CONTRARY, ALL HEADS OF A POLICE DEPART-  
12 MENT, THEIR DEPUTIES, ASSISTANT CHIEFS, OR OTHER COMMAND RANKS WHO ARE  
13 NOT MEMBERS OF A NEGOTIATING UNIT, SHALL CONTINUE TO RECEIVE THE SAME  
14 LEVEL OF EMPLOYER PROVIDED HEALTH CARE BENEFITS, UPON AND THROUGH  
15 RETIREMENT, AS PROVIDED DURING THE PRECEDING TWO YEARS ACTIVE EMPLOYMENT  
16 OR CURRENT BENEFITS, WHICHEVER IS GREATER.

17 S 2. This act shall take effect on the one hundred twentieth day after  
18 it shall have become a law and shall apply to fiscal years beginning on  
19 and after January 1, 2000, provided, however, that any rules or regu-  
20 lations necessary for the timely implementation of this act on its  
21 effective date shall be promulgated on or before such date.

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

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