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

420

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 ASSEMBLY, DO ENACT AS FOLLOWS:

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

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

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

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law and shall apply to fiscal years beginning on and after January 1, 2000, provided, however, that any rules or regulations necessary for the timely implementation of this act on its 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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