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

4425

2009-2010 Regular Sessions

I N  A S S E M B L Y

February 4, 2009

Introduced by M. of A. BRODSKY, PHEFFER -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to the training of public employees for participation in the implementation of local disaster preparedness plans and the participation of certain other entities therein

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

Section 1. Section 23 of the executive law is amended by adding two new subdivisions 5-a and 5-b to read as follows:

5-A. ANY COUNTY, CITY, TOWN, OR VILLAGE WHOSE PLAN INCLUDES THE USE OF EMPLOYEES OF SUCH ENTITY IN DISASTER RESPONSE SHALL CERTIFY IN WRITING TO THE STATE EMERGENCY MANAGEMENT OFFICE, AS DEFINED IN PARAGRAPH (E) OF SUBDIVISION ONE OF SECTION TWENTY-NINE-E OF THIS ARTICLE, THAT SUCH EMPLOYEES HAVE BEEN GIVEN APPROPRIATE AND ADEQUATE TRAINING TO PERFORM THE FUNCTIONS ASSIGNED THEM BY THE PLAN.

5-B. ANY COUNTY, CITY, TOWN, OR VILLAGE, IN PREPARING A PLAN OR A REVISION TO A PLAN, SHALL AFFIRMATIVELY AND ACTIVELY EXTEND TO THE FOLLOWING ENTITIES WITHIN THEIR JURISDICTIONS, WHICH LIST IS ILLUSTRATIVE AND NOT EXHAUSTIVE, THE OPPORTUNITY TO PARTICIPATE IN THE DEVELOPMENT OF A PART OF SUCH PLAN THAT WILL ADDRESS THE NEEDS OF SUCH ENTITY, WITH SUCH PART'S BEING AGREED TO IN WRITING BY SUCH COUNTY, CITY, TOWN, OR VILLAGE AND SUCH ENTITY, TO MEMORIALIZE SUCH ENTITY'S COORDINATION OF ITS DISASTER-RELATED ACTIVITIES WITH SUCH COUNTY, CITY, TOWN, OR VILLAGE:

A. HOSPITALS;

B. NURSING HOMES;

C. SCHOOLS;

D. SENIOR LIVING FACILITIES;

E. ASSISTED LIVING FACILITIES;

F. HOMELESS SHELTERS; AND

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

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G. ANY GROUP HOME OR RESIDENTIAL FACILITY OPERATING PURSUANT TO THE AUTHORIZATION OF A STATE OR MUNICIPAL AGENCY AND HOUSING THREE OR MORE PERSONS, BUT THIS PARAGRAPH SHALL NOT BE DEEMED TO INCLUDE HOTELS, MOTELS, OR SIMILAR ESTABLISHMENTS.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.