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

9443--A

I N  A S S E M B L Y

March 1, 2012

Introduced by M. of A. MAGNARELLI, GUNTHER -- read once and referred to the Committee on Local Governments -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the volunteer firefighters' benefit law, in relation to physical fitness programs

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

Section 1. Paragraph p of subdivision 1 of section 5 of the volunteer firefighters' benefit law, as added by chapter 614 of the laws of 1986, is amended to read as follows:

p. While, within the state and pursuant to orders or authorization, [instructing, supervising, being instructed or] participating in a [supervised] physical fitness [class, group session or program for the purpose of promoting or maintaining the performance of their duties] PROGRAM ESTABLISHED BY A FIRE DEPARTMENT OR FIRE COMPANY AND CONSISTING OF INDIVIDUAL OR GROUP TRAINING OR THE UTILIZATION OF FREE WEIGHTS AND CARDIOVASCULAR, STRENGTH, FLEXIBILITY OR OTHER EQUIPMENT AND IS LOCATED AT A FIREHOUSE OR ANY OTHER FACILITY THAT IS APPROVED BY SUCH FIRE DEPARTMENT OR FIRE COMPANY FOR THE PURPOSE OF PROMOTING OR MAINTAINING THEIR PHYSICAL ABILITY TO PERFORM THE DUTIES ASSIGNED as firefighters, [as well as necessary travel to and necessary travel from such activity,] but shall not include competitive sporting events in which volunteer firefighters are competitors.

S 2. This act shall take effect immediately.

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

LBD14775-03-2