

4311

2011-2012 Regular Sessions

I N A S S E M B L Y

February 3, 2011

Introduced by M. of A. CRESPO, N. RIVERA -- read once and referred to  
the Committee on Governmental Employees

AN ACT to amend the civil service law, in relation to employment of  
peace officers and police officers

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

1 Section 1. The civil service law is amended by adding a new section  
2 55-d to read as follows:

3 S 55-D. EMPLOYMENT OF PEACE OFFICERS AND POLICE OFFICERS. NO PERSON  
4 SHALL BE ELIGIBLE FOR PROVISIONAL OR PERMANENT APPOINTMENT AS A PEACE  
5 OFFICER OR POLICE OFFICER OF THE STATE OR OF ANY COUNTY, CITY, TOWN,  
6 VILLAGE OR AUTHORITY IF SUCH PERSON HAS BEEN PREVIOUSLY CONVICTED OF ANY  
7 OFFENSE OR VIOLATION OF THE CIVIL RIGHTS LAW OR THE HUMAN RIGHTS LAW.

8 S 2. Section 75 of the civil service law is amended by adding a new  
9 subdivision 3-b to read as follows:

10 3-B. SUSPENSION PENDING DETERMINATION OF CHARGES AND PENALTIES RELAT-  
11 ING TO PEACE OFFICERS AND POLICE OFFICERS EMPLOYED BY THE STATE OR ANY  
12 COUNTY, CITY, TOWN, VILLAGE OR AUTHORITY. PENDING THE HEARING AND DETER-  
13 MINATION OF CHARGES OF ANY OFFENSE OR VIOLATION OF THE CIVIL RIGHTS LAW  
14 OR THE HUMAN RIGHTS LAW, A PEACE OFFICER OR POLICE OFFICER MAY BE  
15 SUSPENDED WITHOUT PAY FOR A PERIOD NOT EXCEEDING THIRTY DAYS. IF SUCH  
16 OFFICER IS FOUND GUILTY OF THE CHARGES SUCH OFFICER SHALL BE IMMEDIATELY  
17 DISMISSED.

18 S 3. This act shall take effect immediately.

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

LBD04875-01-1