

3738--A

Cal. No. 198

2015-2016 Regular Sessions

I N   S E N A T E

February 17, 2015

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Introduced by Sen. MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the county law, in relation to mutual aid agreements between counties for the provision of services by coroners and medical examiners

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

- 1     Section 1. The county law is amended by adding a new section 672 to  
2 read as follows:  
3     S 672. MUTUAL AID AGREEMENTS FOR CORONERS' SERVICES. 1. TWO OR MORE  
4 COUNTIES ARE AUTHORIZED TO ENTER INTO WRITTEN MUTUAL AID AGREEMENTS FOR  
5 THE PROVISION OF SERVICES PROVIDED BY THE COUNTY CORONER'S OFFICE OR  
6 OFFICE OF THE MEDICAL EXAMINER IN SUCH COUNTIES. EACH COUNTY SHALL BE  
7 LIABLE FOR ACTS OR OMISSIONS OF ITS EMPLOYEES OR AGENTS WHEN ACTING  
8 PURSUANT TO SUCH AN AGREEMENT IN THE SAME MANNER AND TO THE SAME EXTENT  
9 AS IF SUCH ACTS OR OMISSIONS OCCURRED WITHIN THE COUNTY; AND SUCH  
10 EMPLOYEES OR AGENTS SHALL HAVE IMMUNITIES AND PRIVILEGES FOR THEIR ACTS  
11 OR OMISSIONS WHEN ACTING PURSUANT TO SUCH AN AGREEMENT IN THE SAME  
12 MANNER AND TO THE SAME EXTENT AS IF SUCH ACTS OR OMISSIONS OCCURRED  
13 WITHIN THE COUNTY.  
14     2. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO ALTER THE LIABILITY  
15 OF ANY COUNTY THAT ENTERS INTO A MUTUAL AID AGREEMENT PURSUANT TO THIS  
16 SECTION TO A THIRD PARTY CLAIMANT FOR ANY CAUSE OF ACTION THAT ARISES  
17 OUT OF SUCH AGREEMENT OR THE JOINT AND SEVERAL LIABILITY OF ANY COUNTY  
18 THAT ENTERS INTO A MUTUAL AID AGREEMENT PURSUANT TO THIS SECTION.  
19     S 2. This act shall take effect immediately.

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

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