

5781

2015-2016 Regular Sessions

I N   S E N A T E

June 3, 2015

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Introduced by Sen. CROCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to the calculation of expenses of members of the police department and other peace officers in attending police training schools

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

1     Section 1. Section 72-c of the general municipal law, as amended by  
2     section 1 of subpart C of part C of chapter 97 of the laws of 2011, is  
3     amended to read as follows:  
4     S 72-c. Expenses of members of the police department and other peace  
5     officers in attending police training schools. The board or body of a  
6     county, city, town or village authorized to appropriate and to raise  
7     money by taxation and to make payments therefrom, is hereby authorized,  
8     in its discretion, to appropriate and to raise money by taxation and to  
9     make payments from such moneys, for the annual expenses of the members  
10    of the police department of such municipal corporation in attending a  
11    police training school, as provided by the regulations of the depart-  
12    ment, either within such municipal corporation or elsewhere within the  
13    state; and for the payment of reasonable expenses of such members and  
14    other police officers or peace officers of the municipality while going  
15    to, attending, and returning from any training school conducted by or  
16    under the auspices of the federal bureau of investigation, whether with-  
17    in or without the state. Notwithstanding any inconsistent provision of  
18    any general, special or local law to the contrary, whenever a member of  
19    the police department of a municipal corporation, EXCEPT A POLICE  
20    DEPARTMENT OF A MUNICIPAL CORPORATION HAVING A POPULATION OF ONE MILLION  
21    OR MORE, has attended a police training school, the expense of which was  
22    borne by such municipal corporation, terminates employment with such  
23    municipal corporation and commences employment with any other municipal  
24    corporation, EXCEPT A POLICE DEPARTMENT OF A MUNICIPAL CORPORATION

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

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1 HAVING A POPULATION OF ONE MILLION OR MORE, or employer county sheriff,  
2 such employer municipal corporation or employer county sheriff shall  
3 reimburse the prior employer municipal corporation, EXCEPT A POLICE  
4 DEPARTMENT OF A MUNICIPAL CORPORATION HAVING A POPULATION OF ONE MILLION  
5 OR MORE, for such expenses, including, salary, tuition, enrollment fees,  
6 books, and the cost of transportation to and from training school, as  
7 follows: on a pro rata basis, to be calculated by subtracting from the  
8 number of days in the three years following the date of the member's  
9 graduation from police training school, the number of days between the  
10 date of the member's graduation from training school and the date of the  
11 termination of employment with the municipal corporation which paid for  
12 such training, and multiplying the difference by the per diem cost of  
13 such expenses, to be calculated by dividing the total cost of such  
14 expenses by the number of days in the three years following the date of  
15 the member's graduation, if such change in employment occurs within  
16 three years of such member's graduation from police training school.  
17 Provided, however, the employer municipal corporation or employer county  
18 sheriff shall not be required to reimburse the prior employer municipal  
19 corporation for that portion of such expenses which is reimbursable by  
20 the member to the prior employer municipal corporation under the terms  
21 of an employment or labor agreement. Provided, further, however, the  
22 employer municipal corporation or employer county sheriff shall not be  
23 required to reimburse the prior employer municipal corporation for such  
24 basic training if such change in employment occurs after the expiration  
25 of the validity of the member's certificate attesting to the satisfac-  
26 tory completion of an approved municipal police basic training program.  
27 S 2. This act shall take effect immediately.