STATE OF NEW YORK

8677

IN SENATE

July 6, 2020

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Introduced by Sen. MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the civil service law, in relation to removing police officer discipline from collective bargaining in cities with a population between one hundred thirty-nine thousand and one hundred forty-five thousand

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1   Section 1. The civil service law is amended by adding a new section
2 204-b to read as follows:
3   *§ 204-b. Disciplinary practices for police officers in certain cities.*
4 *1. Notwithstanding any inconsistent provision of law to the contrary,*
5 *including but not limited to, sections two hundred through two hundred*
6 *fifteen of this article or decisions regarding such subject matter, in*
7 *cities with a population between one hundred thirty-nine thousand and*
8 *one hundred forty-five thousand, all matters relating to the discipline*
9 *of police officers, including but not limited to, matters relating to*
10 *investigations, hearing procedures or penalty determinations, shall be a*
11 *prohibited subject of bargaining between the city and such city's law*
12 *enforcement labor employee organizations. Such matters are expressly*
13 *removed from the scope of collective bargaining. Any collective bargain-*
14 *ing agreement or portion thereof, or custom or practice related to*
15 *matters of police discipline between the city and such city's law*
16 *enforcement employee organizations inconsistent with the provisions of*
17 *this section are hereby declared to be void. All matters of police*
18 *discipline are hereby reserved for determination by the city.*
19   *2. Sections seventy-five and seventy-six of this chapter shall not be*
20 *applicable with respect to all matters relating to law enforcement*
21 *personnel in cities with a population between one hundred thirty-nine*
22 *thousand and one hundred forty-five thousand.*
23   § 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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