

# STATE OF NEW YORK

1064

2021-2022 Regular Sessions

## IN SENATE

January 6, 2021

Introduced by Sens. BIAGGI, JACKSON, RAMOS, RIVERA -- 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 requiring police officers to maintain liability insurance; and to amend the public officers law, in relation to excluding police officers from provisions requiring defense and indemnification of state officers and employees

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

1 Section 1. The general municipal law is amended by adding a new  
2 section 52-a to read as follows:

3 § 52-a. Liability insurance for police officers. Each police officer  
4 employed by a city, county, town, village, authority or agency shall  
5 obtain a policy of liability insurance. Each appointed police officer  
6 must provide proof of liability insurance coverage required by this  
7 section and must maintain continuous coverage throughout the course of  
8 employment as a police officer. Such insurance shall cover claims  
9 against such officer for acts or omissions during any period of time  
10 that such officer is performing duties within the scope of employment of  
11 such city, county, town, village, authority or agency. The city, county,  
12 town, village, authority or agency shall cover the base rate of the  
13 policy required by this section.

14 § 2. Subdivision 1 of section 17 of the public officers law is amended  
15 by adding a new paragraph (a-1) to read as follows:

16 (a-1) For the purposes of this section, the term "employee" shall not  
17 include any police officer or peace officer as such terms are defined in  
18 sections 1.20 and 2.10 of the criminal procedure law and section 14-102  
19 of the administrative code of the city of New York.

20 § 3. 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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