

# STATE OF NEW YORK

9161

## IN ASSEMBLY

February 8, 2024

Introduced by M. of A. BENEDETTO -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law and the education law, in relation to granting police officer status to university campus peace officers employed by the city university of New York; and to repeal certain provisions of the criminal procedure law relating thereto

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

1 Section 1. Subdivision 34 of section 1.20 of the criminal procedure  
2 law is amended by adding a new paragraph (w) to read as follows:

3 (w) A campus police officer appointed by the city university pursuant  
4 to subdivision sixteen of section six thousand two hundred six of the  
5 education law, who shall have their powers set forth in this section  
6 whether or not they are acting pursuant to their official duties.

7 § 2. Paragraph (a) of subdivision 34-a of section 1.20 of the criminal  
8 procedure law, as amended by chapter 428 of the laws of 1999, is amended  
9 and a new paragraph (f) is added to read as follows:

10 (a) Except as provided in ~~paragraph~~ paragraphs (d) and (f) of this  
11 subdivision, New York state constitutes the "geographical area of  
12 employment" of any police officer employed as such by an agency of the  
13 state or by an authority which functions throughout the state, or a  
14 police officer designated by the superintendent of state police pursuant  
15 to section two hundred twenty-three of the executive law;

16 (f) The geographical area of employment of a police officer appointed  
17 by the city university is the campuses and other property of the city  
18 university, including any portion of a public highway which crosses or  
19 abuts such property.

20 § 3. Paragraph (a) of subdivision 34-a of section 1.20 of the criminal  
21 procedure law, as amended by chapter 424 of the laws of 1998, is amended  
22 to read as follows:

23 (a) Except as provided in ~~paragraph~~ paragraphs (d) and (f) of this  
24 subdivision, New York state constitutes the "geographical area of  
25 employment" of any police officer employed as such by an agency of the  
26 state or by an authority which functions throughout the state;

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

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1 § 4. Subdivision 79 of section 2.10 of the criminal procedure law, as  
2 added by chapter 664 of the laws of 2004, is REPEALED.

3 § 5. Subdivision 16 of section 6206 of the education law, as amended  
4 by chapter 230 of the laws of 2005, is amended to read as follows:

5 16. ~~[The board of trustees]~~ The city university shall appoint for the  
6 city university campus officers who shall have the powers of ~~[peace]~~  
7 police officers as set forth in the criminal procedure law within the  
8 geographical area of the city of New York. A campus officer designated  
9 as a ~~[peace]~~ police officer must have satisfactorily completed or  
10 complete, within one year of the date of such designation, a course of  
11 law enforcement training prescribed by the municipal police training  
12 council in consultation with the city university ~~[board of trustees]~~.  
13 It shall be the duty of such police officers to preserve law and order  
14 on the campuses and other property of the city university, including any  
15 portion of a public highway which crosses or abuts such property.

16 § 6. This act shall take effect immediately; provided that the amend-  
17 ments to paragraph (a) of subdivision 34-a of section 1.20 of the crimi-  
18 nal procedure law as made by section two of this act shall be subject to  
19 the expiration and reversion of such paragraph pursuant to section three  
20 of chapter 428 of the laws of 1999, as amended, when upon such date the  
21 provisions of section three of this act shall take effect.