STATE OF NEW YORK

4869

2023-2024 Regular Sessions

IN SENATE

February 16, 2023

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

AN ACT to amend the county law, in relation to appointment of school resource officers to private elementary and secondary schools

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

Section 1. The county law is amended by adding a new section 663 to read as follows:

§ 663. Appointment of school resource officers at private elementary and secondary schools. 1. Notwithstanding any other provision of law to the contrary, the sheriff of any county, any part or all of which falls outside the limits of a city having a population of one million or more, may appoint a deputy as a school resource officer, school safety officer, school security officer or any other substantially similar position or office that is designed to provide safety and/or security on school grounds, to a requesting private elementary or secondary school where there are no available local police officers for appointment. The sheriff may appoint such school security officers pursuant to this section only if more than fifty percent of the total acreage of real property owned by or under the control of such private elementary or secondary school is located within such sheriff's county of jurisdiction and outside the geographic boundaries of any city within such county. The sheriff may appoint such school security officers only if the county legislature or board of supervisors, pursuant to local law or resolution duly adopted, has authorized the sheriff to make such appointments. Any such appointed school resource officers shall be employees of the private elementary or secondary school requesting such appointment and shall not be officers, agents, servants or employees of the appointing sheriff or his county of jurisdiction nor be considered public officers, agents, servants or employees.

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

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2. The sheriff may condition appointment as private school resource officers upon compliance by such school resource officers with written procedures established by the sheriff in order to ensure a coordinated and cooperative law enforcement effort and the payment of an administrative fee not to exceed fifty dollars per year per school resource officer, and may revoke such appointments at any time for material non-compliance with the requirements of such written procedures or for any other reason that shall disqualify a school resource officer from being such school resource officer pursuant to the provisions of this section.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.