

# STATE OF NEW YORK

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3758

2023-2024 Regular Sessions

## IN ASSEMBLY

February 7, 2023

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Introduced by M. of A. PHEFFER AMATO -- read once and referred to the  
Committee on Governmental Employees

AN ACT to amend the administrative code of the city of New York, in  
relation to the payment of costs for line of duty injuries of police  
officers and firefighters

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

1 Section 1. Subdivisions a and b of section 12-127 of the administra-  
2 tive code of the city of New York, as amended by chapter 806 of the laws  
3 of 1986, are amended to read as follows:

4 a. Any member of the uniformed forces of the fire or police depart-  
5 ments, including any retired member of such uniformed forces, or any  
6 person employed in the department of sanitation in the sanitation  
7 service classification of the classified civil service who shall be  
8 injured while actually employed in the discharge of police orders of his  
9 or her superior officers in the police station, fire house or sanitation  
10 section station, as the case may be, or as the result of illness tracea-  
11 ble directly to the performance of police, fire or sanitation duty, as  
12 the case may be, or any employee of the department of parks, general  
13 services, ports and terminals or environmental protection or a person  
14 employed by the police commissioner as a school crossing guard who shall  
15 be injured while actually employed in the discharge of duty, shall be  
16 received by any hospital for care and treatment when such facts are  
17 certified to by the head of the department. Unless otherwise provided in  
18 this section, such members shall be received by any hospital at the  
19 usual ward patient rates. The bill for such care and treatment at such  
20 rates, when certified by the superintendent or other person in charge of  
21 such hospital and approved by the head of the department concerned,  
22 shall be paid by the city.

23 b. Any member of the uniformed forces of the fire or police  
24 department, including any retired member of such uniformed forces, or

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

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1 any person employed in the department of sanitation in the sanitation  
2 service classification of the classified civil service or a person  
3 employed by the police commissioner as a school crossing guard who,  
4 while in the actual performance of duty, and by reason of the perform-  
5 ance of such duty and without fault or misconduct on his or her part,  
6 shall receive injuries to an extent which may endanger his or her life,  
7 shall be received by any hospital for care and treatment, and shall be  
8 afforded such medical or surgical care and hospitalization as may be  
9 ordered by the chief medical officer of the respective departments in  
10 conformity with the provisions of this section. Such medical officer  
11 shall forthwith notify the comptroller of the care and hospitalization  
12 so ordered. The rate charged for such care and hospitalization for such  
13 member or such person shall not exceed the rate charged any person in  
14 receipt of an income equal to the salary of such member or of such  
15 person for the same accommodations. The comptroller and the heads of the  
16 departments affected shall make necessary rules and regulations to carry  
17 out the provisions of this section. Upon certification by the chief  
18 medical officer of the department concerned, the bill for such care and  
19 hospitalization, when certified by the superintendent or other person in  
20 charge of the hospital and approved by the head of the department  
21 concerned, shall be paid by the city.

22 § 2. This act shall take effect immediately.