STATE OF NEW YORK

9491

IN ASSEMBLY

March 14, 2024

Introduced by M. of A. THIELE -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to the term "employee" for the purposes of defense and indemnification of officers and employees of public entities

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

Section 1. Paragraph (b) of subdivision 1 of section 18 of the public officers law, as added by chapter 277 of the laws of 1981, is amended to read as follows:

(b) The term "employee" shall mean any commissioner, member of a public board or commission, trustee, director, officer, employee, volunteer expressly authorized to participate in a publicly sponsored volunteer program, or any other person holding a position by election, appointment or employment in the service of a public entity, whether or not compensated, but shall not include [~~the sheriff of any county or an~~] **any** independent contractor. The term "employee" shall include a former employee, [~~his~~] **such employee's** estate or judicially appointed personal representative.

§ 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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