

# STATE OF NEW YORK

89

2025-2026 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 8, 2025

Introduced by M. of A. CRUZ, JACKSON, SIMON, ZINERMAN, EPSTEIN,  
SEAWRIGHT, TAPIA, ANDERSON -- read once and referred to the Committee  
on Governmental Operations

AN ACT to amend the public officers law, in relation to residency  
requirements for police officers in a city with a population of one  
million or more

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

1 Section 1. Subdivision 2 of section 3 of the public officers law, as  
2 amended by chapter 1004 of the laws of 1966, is amended to read as  
3 follows:  
4 2. [~~Neither~~] In a city with a population less than one million,  
5 neither the provisions of this section or of any general, special or  
6 local law, charter, code, ordinance, resolution, rule or regulation,  
7 requiring a person to be a resident of the political subdivision or  
8 municipal corporation of the state for which [~~he~~] such person shall be  
9 chosen or within which [~~his~~] their official functions are required to be  
10 exercised, shall apply to the appointment of a person as a member of the  
11 police force of any political subdivision or municipal corporation of  
12 the state if such person resides (a) in the county in which such poli-  
13 tical subdivision or municipal corporation is located; or (b) in a coun-  
14 ty within the state contiguous to the county in which such political  
15 subdivision or municipal corporation is located; or (c) in a county  
16 within the state contiguous to such political subdivision or municipal  
17 corporation; or (d) in a county within the state contiguous to a county  
18 described in item (c) hereof where the former is less than fifteen miles  
19 from such political subdivision or municipal corporation, measured from  
20 their respective nearest boundary lines; or (e) in a county within the  
21 state contiguous to a county described in item (d) hereof where the  
22 former is less than thirty miles from such political subdivision or

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

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1 municipal corporation, measured from their respective nearest boundary  
2 lines.

3 § 2. Subdivision 19 of section 3 of the public officers law, as added  
4 by chapter 509 of the laws of 1986, is amended to read as follows:

5 19. Any person who resides in this state and who is currently employed  
6 as [~~a member of the police force,~~] a paid member of the uniformed force  
7 of a paid fire department or department of corrections in the correc-  
8 tional service classification of the classified civil service, of a city  
9 of over one million population, shall be exempt from the provisions of  
10 subdivisions one, two and nine of this section upon compliance with the  
11 procedure set forth in this subdivision. Any person seeking to benefit  
12 from the exemption created by this subdivision shall notify [~~his~~] their  
13 respective employer in writing of said intention within thirty days from  
14 the effective date of this subdivision and shall specify [~~his~~] their  
15 then current residence address. The exemption created by this subdivi-  
16 sion shall be applicable only to said actual designated residence and  
17 not to any residence that any subject currently employed member may  
18 thereafter establish; provided, however, that any such currently  
19 employed member who resides outside this state shall have one year from  
20 the effective date of this subdivision within which to establish resi-  
21 dence as required pursuant to subdivisions one, two and nine of this  
22 section and comply with the notice requirements of this subdivision.  
23 Said residence shall constitute a lawful residence for all purposes  
24 notwithstanding any provision to the contrary of any general, special or  
25 local law, charter, code, ordinance, resolution, rule or regulation.

26 § 3. Section 3 of the public officers law is amended by adding a new  
27 subdivision 19-a to read as follows:

28 19-a. In a city with a population of one million or more, any person  
29 appointed as a paid member of the police force of such city shall become  
30 a resident of any political subdivision or municipal corporation within  
31 such city within one year of such person's appointment and shall contin-  
32 ue to reside within any such political subdivision or municipal corpo-  
33 ration. No person appointed as a paid member of such police force may  
34 continue such employment unless such person complies with the provisions  
35 of this subdivision.

36 § 4. Paragraph 1 of subdivision 4 of section 30 of the public officers  
37 law, as amended by chapter 173 of the laws of 1962, is amended to read  
38 as follows:

39 (1) If such person was appointed as a member of such police force  
40 prior to [~~July first, nineteen hundred sixty-one~~] January first, two  
41 thousand twenty-six, shall reside in any such county on such date and  
42 shall continue to reside in any such county after such date, or

43 § 5. This act shall take effect immediately.