

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2001**

No. 16

Introduced by The Speaker (Council Member Vallone) and Council Members Robles, Clarke, DiBrienza, Fiala, Freed, Lopez, Marshall, Nelson, Perkins, Quinn, Reed, Warden, Sabini, Carrion, Miller, Eisland, Cruz, Stabile and Oddo: also Council Members Dear, Espada, Fisher, Foster, Koslowitz, Michels, O'Donovan, Povman, Rodriguez and Wooten

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to the performance of duties of peace officers at public hospitals and health facilities funded in whole or in part from the city treasury.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-182 to read as follows:

§17-182 City-funded public hospitals and health facilities required to utilize peace officers.

a. Any corporation of government, the expenses of which are paid in whole or in part from the city treasury, which provides health and medical services and operates health facilities and which is authorized to employ special officers having peace officer status as defined in New York Criminal Procedure Law §2.10(40), shall utilize peace officers appointed pursuant to said subdivision to perform the duties of special officer, senior special officer and hospital security officer. The commissioner of the department of health shall enforce this requirement.

b. Any person, including but not limited to any labor organization, claiming to be aggrieved by a violation of subdivision a of this section shall have a cause of action in any court of competent jurisdiction for damages, including punitive damages, and for injunctive relief and such other remedies as may be appropriate.

Section 2. This local law shall take effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of the City of New York, passed by the Council on February 7, 2001, and disapproved by the Mayor on March 7, 2001 and repassed by the Council Members on March 28, 2001 and said law is adopted notwithstanding the objection of the Mayor.

CARLOS CUEVAS, City Clerk of the Council.

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW §27

Pursuant to the provisions of Municipal Home Rule Law §27, I hereby certify that the enclosed Local Law (Local Law 16 of 2001, Council Int. No. 864) contains the correct text and:

Received the following vote at the meeting of the New York City Council on February 7, 2001: 43 for, 2 against, 0 not voting.

Was disapproved by the Mayor on March 7, 2001.

Was returned to the City Clerk on March 7, 2001.

Was reconsidered by the Council on March 28, 2001 and:

Received the following vote of the Council Members at a meeting of the Council on March 28, 2001: 42 for, 3 against, 1 not voting.

The validity of this local law is currently a subject of a disagreement between the Mayor and the City Council. This certification is not intended as a legal opinion as to the validity of the local law, other than certifying the truth of the facts presented herein.

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel