

S5079-A LARKIN Same as [A 7312-A](#) Skartados
ON FILE: 06/10/15 Criminal Procedure Law
TITLE....Designates uniformed court officers of the town of Marlborough as peace officers
04/30/15 REFERRED TO CODES
05/27/15 COMMITTEE DISCHARGED AND COMMITTED TO RULES
05/27/15 ORDERED TO THIRD READING CAL.1004
05/28/15 PASSED SENATE
05/28/15 DELIVERED TO ASSEMBLY
05/28/15 referred to codes
06/10/15 RECALLED FROM ASSEMBLY
06/10/15 returned to senate
06/10/15 VOTE RECONSIDERED - RESTORED TO THIRD READING
06/10/15 AMENDED ON THIRD READING 5079A
06/16/15 REPASSED SENATE
06/16/15 RETURNED TO ASSEMBLY
06/16/15 referred to codes
06/18/15 substituted for a7312a
06/18/15 ordered to third reading rules cal.558
06/18/15 passed assembly
06/18/15 returned to senate
11/10/15 DELIVERED TO GOVERNOR
11/20/15 VETOED MEMO.266

VETO MESSAGE - No. 266

TO THE ASSEMBLY:

I am returning herewith, without my approval, the following bill:

Assembly Bill Number 7736, entitled:

"AN ACT to amend the criminal procedure law, in relation to persons designated as peace officers"

TO THE SENATE:

I am returning herewith, without my approval, the following bills:

Senate Bill Number 2137, entitled:

"AN ACT to amend the criminal procedure law, in relation to designating uniformed officers of the fire marshal's office of the town of Huntington as peace officers"

Senate Bill Number 5079-A, entitled:

"AN ACT to amend the criminal procedure law, in relation to designating uniformed court officers of the town of Marlborough as peace officers"

NOT APPROVED

These three bills would grant peace officer status to fire marshals in the Town of Huntington and uniformed court officers in the Towns of Deerpark and Marlborough. If designated as peace officers, these officials would have many of the same powers as police officers. Those powers include the use of force to make arrests, the ability to make warrantless arrests and conduct warrantless searches, and the ability to issue appearance tickets.

I previously vetoed several similar or identical bills that sought to grant peace officer status to local officials. In doing so, I strongly recommended that the Legislature propose a comprehensive, statewide process for determining which categories of officials may require the police powers that are given to peace officers. I again ask the Legislature to work collaboratively with the Division of Criminal Justice Services to develop a comprehensive approach to this issue within the broader context of New York State's law enforcement needs, rather than addressing the needs of local government units in such an ad hoc fashion. For these reasons, I am again constrained to veto these bills.

The bills are disapproved.

(signed) ANDREW M. CUOMO
