

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

No. 18

Introduced by Council Members McCaffrey, Warden, Eisland, Berman, Cruz, Dear, Malave-Dilan, Espada, Foster, Freed, Henry, Lopez, Marshall, Michels, Miller, Nelson, Rodriguez, Wooten, Robles, Eldridge, Fiala, Golden, Stabile and Oddo; also Council Members DiBrienza, Fisher, Koslowitz, Leffler, Reed, Spigner, Linares, O'Donovan, Provenzano, Sabini, Lasher, Abel and Ognibene

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to collective bargaining involving the uniformed forces in the city of New York.

Be it enacted by the Council as follows:

Section 1. Declaration of Legislative Intent and Findings. The Council finds that employees working for the fire department of the city of New York ("FDNY") as fire alarm dispatchers and supervisors of fire alarm dispatchers have certain terms and conditions of employment similar to those of the uniformed services of the city of New York, including police, fire, sanitation and correction services. These terms and conditions of employment raise issues, which are materially different than the issues affecting non-uniformed city employees. Furthermore, the Council recognizes that uniformed forces in the police, fire, sanitation and correction departments have certain unique bargaining rights under the New York City Collective Bargaining Law. The Council intends by this amendment to the administrative code that those individuals employed by the FDNY as fire alarm dispatchers and supervisors of fire alarm dispatchers be accorded the same unique bargaining rights as the uniformed forces of the City.

§ 2. Paragraph (4) of subdivision a of section 12-307 of the Administrative Code of the city of New York is hereby amended to read as follows:

(4) all matters, including but not limited to pensions, overtime and time and leave rules which affect employees in the uniformed police, fire, sanitation and correction services, or any other police officer as defined in subdivision thirty-four of section 1.20 of the criminal procedure law who is also defined as a police officer in this code, shall be negotiated with the certified employee organizations representing the employees involved. *For purposes of this paragraph only, employees of the uniformed fire service shall also include persons employed by the fire department of the city of New York as fire alarm dispatchers and supervisors of fire alarm dispatchers;*

§ 3. 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 27, 2001, and disapproved by the Mayor on March 19, 2001 and repassed by the Council Members on April 25, 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 18 of 2001, Council Int. No. 640) contains the correct text and:

Received the following vote at the meeting of the New York City Council on February 27, 2001: 44 for, 0 against, 0 not voting.

Was disapproved by the Mayor on March 19, 2001.

Was returned to the City Clerk on March 19, 2001.

Was reconsidered by the Council on April 25, 2001 and:

Received the following vote of the Council Members at a meeting of the Council on April 25, 2001: 48 for, 0 against, 0 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