

**RESOLUTION NO. 111 -2011, AUTHORIZING THE SUFFOLK COUNTY POLICE DEPARTMENT TO QUALIFY RETIRED LAW ENFORCEMENT OFFICERS FROM OTHER LAW ENFORCEMENT AGENCIES UNDER THE FIREARMS QUALIFICATION PROGRAM**

**WHEREAS**, the Federal "Law Enforcement Officers Safety Act of 2004" ("the Act"), 18 U.S.C. § 926C, exempts qualified retired law enforcement officers from state laws prohibiting the carrying of concealed firearms, provided the retired officer meets certain qualifications; and

**WHEREAS**, Resolution No. 125-2006 established a firearms qualification program for qualified retired law enforcement officers, in furtherance of the Act; and

**WHEREAS**, at the time of its enactment, Resolution No. 125-2006 authorized the Suffolk County Police Department ("SCPD") to provide the annual training and qualification testing required under the Act for retired members of the SCPD and local law enforcement agencies; and

**WHEREAS**, the firearms qualification program should be expanded to allow retired members of any Federal, State or local law enforcement agency residing in Suffolk County to meet the training requirements set forth in the Act; now, therefore be it

**1st RESOLVED**, that the Suffolk County Police Department is hereby authorized, empowered and directed to accept qualified retired Federal, State and local law enforcement officers residing in Suffolk County into the training component of the firearms qualification program established pursuant to Resolution No. 125-2006; and be it further

**2nd RESOLVED**, that the Suffolk County Police Department shall provide training and qualification testing to retired Federal, State and local law enforcement officers and issue a letter of successful completion of training and qualification, at a fee of \$37.00 for each firearm so requested, as part of its established firearms qualification program; and be it further

**3rd RESOLVED**, that the Suffolk County Police Department shall continue to provide photographic identification cards only to its own qualified law enforcement retirees; and be it further

**4th RESOLVED**, that any retired law enforcement officer participating in this program must sign a release prepared by the Suffolk County Attorney prior to and as a condition to participation, said release to be prepared in suitable form for use by the Suffolk County Police Department, protecting the County from liability for any incidents occurring on the Suffolk County Range during the course of training; and be it further

**5th RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations,

rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 8, 2011

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date:

**MAR 23 2011**

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on March 8, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

*Tim Laube*

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Clerk of the Legislature

Intro. Res. 1029

Res. No. 111

March 8, 2011

**Motion:**  
 Romaine, Schneiderman, Browning, Muratore,  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**  
 Romaine, Schneiderman, Browning, Muratore,  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**  
 Romaine, Schneiderman, Browning, Muratore,  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING				/	
4	Thomas MURATORE					
6						
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
Totals		16	1	1	1	

**MOTION**

Approve

Table? Jay H. SCHNEIDERMAN

Send To Committee BROWNING

Table Subject To Call MURATORE

Lay On The Table

Discharge JACK EDDINGTON

Take Out of Order MONTANO

Reconsider CILMI

Waive Rule THOMAS F. BARRAGA

Override Veto STERN

Close

Recess

APPROVED  FAILED

No Motion  No Second

**RESOLUTION DECLARED**

ADOPTED

NOT ADOPTED

*Tim Laube*

Roll Call  Voice Vote