

Article 2 § 17

Added sections (t) and (u)

§ 17. Defense and indemnification of state officers and employees

1. (a) As used in this section, unless the context otherwise requires the term "employee" shall mean any person holding a position by election, appointment or employment in the service of the state, including clinical practice pursuant to subdivision fourteen of section two hundred six of the public health law, whether or not compensated, or a volunteer expressly authorized to participate in a state-sponsored volunteer program, but shall not include an independent contractor. The term employee shall include a former employee, his estate or judicially appointed personal representative and persons who assist the education department or the department of health as consultants or expert witnesses in the investigation or prosecution of alleged professional misconduct, licensure matters, restoration proceedings, or criminal prosecutions for unauthorized practice pursuant to title eight of the education law or title II-A of the public health law.

(t) For the purposes of this section, the term "employee" shall include the members of the board, officers and employees of the dormitory authority for purposes of section sixteen hundred eighty-I of the public authorities law.

(u) For the purposes of this section, the term "employee" shall include the members of the empire state stem cell board within the department of health