

2053

2009-2010 Regular Sessions

I N S E N A T E

February 11, 2009

Introduced by Sens. LAVALLE, DIAZ, O. JOHNSON, LARKIN, MORAHAN, RANZEN-
HOFER -- read twice and ordered printed, and when printed to be
committed to the Committee on Local Government

AN ACT to amend the town law, in relation to the removal of a fire
commissioner for dereliction of duty

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The town law is amended by adding a new section 176-c to
2 read as follows:
3 S 176-C. REMOVAL OF FIRE COMMISSIONERS. ANY FIRE COMMISSIONER MAY BE
4 REMOVED FOR DERELICTION OF DUTY. DERELICTION OF DUTY SHALL INCLUDE, BUT
5 NOT BE LIMITED TO, EXCESSIVE UNEXCUSED ABSENCES FROM REGULARLY SCHEDULED
6 MEETINGS. THESE CRITERIA FOR REMOVAL ARE IN ADDITION TO THE CRITERIA
7 PROVIDED IN SECTION THIRTY-SIX OF THE PUBLIC OFFICERS LAW. ANY REMOVAL
8 PURSUANT TO THIS SECTION SHALL TAKE PLACE PURSUANT TO THE PROCEDURE FOR
9 REMOVAL ESTABLISHED IN SECTION THIRTY-SIX OF THE PUBLIC OFFICERS LAW.
10 S 2. This act shall take effect on the first of January next succeed-
11 ing the date on which it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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