S T A T E O F N E W Y O R K

3905

2011-2012 Regular Sessions

I N S E N A T E

March 9, 2011

Introduced by Sen. STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to bureaus of administrative adjudication

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

Section 1. Section 380 of the general municipal law, as added by chapter 382 of the laws of 1995, is amended to read as follows:

S 380. Code and ordinance violations; administrative adjudication. 1. Any municipality having a population of more than three hundred thousand but less than three hundred fifty thousand may adopt a local law establishing an administrative adjudication hearing procedure under the provisions of this article for all code and ordinance violations regarding conditions which constitute a threat or danger to the public health, safety or welfare. Such bureaus shall be responsible for the impartial administration and conduct of adjudicatory proceedings in such municipality.

2. THE CITY OF YONKERS MAY ADOPT A LOCAL LAW ESTABLISHING AN ADMINISTRATIVE ADJUDICATION HEARING PROCEDURE UNDER THE PROVISIONS OF THIS ARTICLE FOR ALL CODE AND ORDINANCE VIOLATIONS RELATING TO CONDITIONS WHICH CONSTITUTE A THREAT OR DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE, PROVIDED, HOWEVER, THAT SUCH ADMINISTRATIVE ADJUDICATION HEARING PROCEDURE SHALL NOT APPLY TO VIOLATIONS OF THE BUILDING CODE OF THE CITY OF YONKERS.

S 2. This act shall take effect immediately.

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

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