

764

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sens. YOUNG, BONACIC, DeFRANCISCO, JOHNSON, LITTLE, RANZENHOFER, SALAND -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the highway law, in relation to permitting two or more towns to jointly purchase highway equipment

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

- 1 Section 1. Section 142 of the highway law is amended by adding a new
2 subdivision 6 to read as follows:
3 6. A. TWO OR MORE CONTIGUOUS TOWNS MAY, UPON THE REQUEST OF THE HIGH-
4 WAY SUPERINTENDENTS OF SUCH TOWNS AND BY A MAJORITY VOTE OF EACH OF THE
5 TOWN BOARDS OF SUCH TWO OR MORE CONTIGUOUS TOWNS AUTHORIZE THE HIGHWAY
6 SUPERINTENDENTS OF SUCH TOWNS TO PURCHASE AND PROVIDE FOR STORAGE OF
7 HIGHWAY EQUIPMENT AS PROVIDED IN THIS SECTION.
8 B. EACH TOWN THAT SO ELECTS TO PARTICIPATE SHALL BY RESOLUTION OF THE
9 TOWN BOARD AUTHORIZE EXPENDITURE OF FUNDS FOR THE PURPOSE OF JOINT
10 PURCHASE AND USE OF HIGHWAY EQUIPMENT.
11 C. NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A VILLAGE
12 PARTIALLY OR WHOLLY CONTAINED WITHIN A TOWN THAT PARTICIPATES IN A JOINT
13 HIGHWAY EQUIPMENT PURCHASE SHALL NOT BE REQUIRED BUT MAY, BY RESOLUTION
14 OF THE VILLAGE BOARD, ELECT TO PARTICIPATE IN A JOINT TOWN PURCHASE OF
15 HIGHWAY EQUIPMENT.
16 S 2. This act shall take effect immediately.

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

LBD02698-01-1