

S. 2122

A. 2288

2013-2014 Regular Sessions

S E N A T E - A S S E M B L Y

January 11, 2013

---

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

IN ASSEMBLY -- Introduced by M. of A. PAULIN -- read once and referred to the Committee on Local Governments

AN ACT to amend the town law, in relation to the election of fire district officers in the town of Eastchester

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

1     Section 1. Subdivision 1 of section 175 of the town law, as amended by  
2     chapter 334 of the laws of 2011, is amended to read as follows:  
3     1. An annual election shall be held in each fire district on the  
4     second Tuesday in December, except that in the Ocean Bay Park fire  
5     district, the Lonelyville fire district, the Davis Park fire district,  
6     the Cherry Grove fire district, the Fair Harbor fire district and the  
7     Fire Island Pines fire district, Suffolk county, such annual election  
8     shall be held on the second Tuesday in July, except that in the town of  
9     Salisbury, Herkimer county, AND THE TOWN OF EASTCHESTER, WESTCHESTER  
10    COUNTY, such annual election shall be held on the Tuesday next succeeding  
11    the first Monday in November from six o'clock in the morning until  
12    nine o'clock in the evening and except that in the Belfast fire  
13    district, Allegany county, such annual election shall be held on the  
14    first Tuesday in December. The board of fire commissioners shall give  
15    notice thereof by the publication of a notice once in one or more newspapers  
16    having a general circulation in the district. The first publication  
17    of such notice shall be not less than twenty-seven days and not  
18    more than thirty-four days prior to the date of such election. Such  
19    notice shall specify the time when and the place where such election  
20    will be held, the officers to be elected thereat and their terms of  
21    office, and the hours during which the polls will be open for the

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

LBD05063-01-3

1 receipt of ballots. The secretary of such fire district shall prepare  
2 the ballots for all elections of fire district officers and the polls  
3 shall remain open for the receipt thereof at all elections of fire  
4 district officers from six o'clock in the evening until nine o'clock in  
5 the evening and such additional consecutive hours prior thereto as the  
6 board of fire commissioners of such district may have determined and  
7 specified in the notice thereof. The board of fire commissioners shall  
8 designate a resident fire district elector, who shall be a registered  
9 voter of the town, to act as chairman of any election of said district  
10 and shall designate not less than two nor more than four resident fire  
11 district electors, who shall be registered voters of the town to act as  
12 election inspectors and ballot clerks at such elections. No elective  
13 officer of the fire district shall serve as such chairman or as an  
14 election inspector or ballot clerk. The board of fire commissioners may  
15 adopt a resolution providing that such chairman, election inspectors and  
16 ballot clerks shall be paid for their respective services at any such  
17 annual election or at any special election of the fire district. Such  
18 resolution, if adopted, shall fix the amount of such compensation, as  
19 follows: if the hours during which the polls will be open for the  
20 receipt of ballots are from six o'clock in the evening until nine  
21 o'clock in the evening, a sum not to exceed thirty-five dollars for each  
22 such official; if additional consecutive hours prior to six o'clock in  
23 the evening are determined and specified in the notice of election, a  
24 sum not to exceed fifty dollars for each such official.

25 S 2. This act shall take effect on the first of January next succeed-  
26 ing the date on which it shall have become a law.