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

2383

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

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

AN ACT to amend the general municipal law, in relation to conflicts of interest involving members or employees of an industrial development agency; and to repeal section 883 of such law relating thereto

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

Section 1. Section 883 of the general municipal law is REPEALED and a new section 883 is added to read as follows:

S 883. CONFLICTS OF INTEREST. 1. ALL MEMBERS AND EMPLOYEES OF AN AGENCY SHALL BE SUBJECT TO THE PROVISIONS OF ARTICLE EIGHTEEN OF THIS CHAPTER.

2. ANY AGENCY MEMBER OR EMPLOYEE WHO HAS OR WILL HAVE AN INTEREST IN ANY PERSON, FIRM, CORPORATION OR ASSOCIATION WHICH RECEIVES OR MAY RECEIVE FINANCIAL ASSISTANCE OR BE GRANTED EXEMPTION FROM TAXATION PURSUANT TO THE PROVISIONS OF THIS ARTICLE, OR AN INTEREST IN PROPERTY SUBJECT TO SUCH ASSISTANCE OR EXEMPTION, SHALL PUBLICLY DISCLOSE THE NATURE AND EXTENT OF SUCH INTEREST IN WRITING TO THE AGENCY AS SOON AS SUCH MEMBER OR EMPLOYEE HAS KNOWLEDGE OF SUCH ACTUAL OR PROSPECTIVE INTEREST AND SHALL RECUSE HIMSELF OR HERSELF FROM ANY DISCUSSION OR VOTE RELATING TO SUCH INTEREST. THE WRITTEN DISCLOSURE REQUIRED PURSUANT TO THIS SUBDIVISION SHALL BE MADE PART OF AND SET FORTH IN THE OFFICIAL RECORD OF THE PROCEEDINGS OF THE AGENCY. ONCE DISCLOSURE HAS BEEN MADE BY A MEMBER OR EMPLOYEE OF AN AGENCY WITH RESPECT TO ANY SUCH INTEREST, NO FURTHER DISCLOSURES NEED BE MADE BY SUCH MEMBER OR EMPLOYEE WITH RESPECT TO ADDITIONAL ASSISTANCE OR EXEMPTIONS GRANTED TO SUCH PERSON, FIRM, CORPORATION OR ASSOCIATION OR INVOLVING SUCH PROPERTY DURING THE REMAINDER OF THE FISCAL YEAR.

S 2. This act shall take effect on the sixtieth day after 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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