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

S. 4860 A. 7845

2009-2010 Regular Sessions

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

April 27, 2009

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

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

AN ACT to amend the town law, in relation to providing for the election of a third town justice in the town of Guilderland in the county of Albany

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

Section 1. Subdivision 1 of section 20 of the town law is amended by adding a new paragraph (m) to read as follows:

(M) NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW TO THE CONTRARY, THE TOWN BOARD OF THE TOWN OF GUILDERLAND, COUNTY OF ALBANY MAY ADOPT A RESOLUTION, SUBJECT TO A PERMISSIVE REFERENDUM AS PROVIDED BY ARTICLE SEVEN OF THIS CHAPTER, AT LEAST SIXTY DAYS PRIOR TO ANY REGULAR OR SPECIAL ELECTION DETERMINING THAT SUCH TOWN SHALL HAVE THREE TOWN JUSTICES. IF THE TOWN BOARD OF SUCH TOWN SHALL HAVE ADOPTED SUCH A RESOLUTION AND NO PETITION SHALL HAVE BEEN FILED WITHIN THE TIME SPECIFIED FOR A REFERENDUM THEREON, OR IF A MAJORITY OF THE VOTES CAST ON ANY SUCH PROPOSITION SUBMITTED TO THE VOTE OF THE ELECTORS BE IN THE AFFIRMATIVE, THE ELECTORS OF SUCH TOWN SHALL ELECT AT THE SUCCEEDING GENERAL ELECTION A TOWN JUSTICE WHO SHALL TAKE OFFICE FOR A TERM OF FOUR YEARS BEGINNING ON THE FIRST DAY OF JANUARY NEXT SUCCEEDING SUCH BIENNIAL TOWN ELECTION.

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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