

3824

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 28, 2009

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Introduced by M. of A. GALEF, SWEENEY, TOWNSEND, RAMOS, WEISENBERG,  
LAVINE, FIELDS, BALL, KOON -- Multi-Sponsored by -- M. of A. CALHOUN,  
CROUCH, DESTITO, FINCH, GABRYSZAK, GIGLIO, KOLB, MAYERSOHN, PAULIN,  
WRIGHT -- read once and referred to the Committee on Local Governments

AN ACT to amend the town law, in relation to the removal of a fire  
commissioner for dereliction of duty

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

1     Section 1. The town law is amended by adding a new section 176-c to  
2     read as follows:  
3     S 176-C. REMOVAL OF FIRE COMMISSIONERS. ANY FIRE COMMISSIONER MAY BE  
4     REMOVED FOR DERELICTION OF DUTY. DERELICTION OF DUTY SHALL INCLUDE, BUT  
5     NOT BE LIMITED TO, EXCESSIVE UNEXCUSED ABSENCES FROM REGULARLY SCHEDULED  
6     MEETINGS. THESE CRITERIA FOR REMOVAL ARE IN ADDITION TO THE CRITERIA  
7     PROVIDED IN SECTION THIRTY-SIX OF THE PUBLIC OFFICERS LAW. ANY REMOVAL  
8     PURSUANT TO THIS SECTION SHALL TAKE PLACE PURSUANT TO THE PROCEDURE FOR  
9     REMOVAL ESTABLISHED IN SECTION THIRTY-SIX OF THE PUBLIC OFFICERS LAW.  
10    S 2. This act shall take effect on the first of January next succeed-  
11    ing the date on which 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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