

4098

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 30, 2009

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Introduced by M. of A. ABBATE -- read once and referred to the Committee  
on Ways and Means

AN ACT to amend the executive law, in relation to exempting certain public employees and court clerks of the unified court system from provisions of law requiring the payment of an application fee for appointment as a notary public

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

- 1     Section 1. Subdivision 3 of section 131 of the executive law, as  
2 amended by chapter 171 of the laws of 2000, is amended to read as  
3 follows:  
4     3. The secretary of state shall receive a non-refundable application  
5 fee of sixty dollars from applicants for appointment, which fee shall be  
6 submitted together with the application. No further fee shall be paid  
7 for the issuance of the commission. THIS FEE SHALL NOT APPLY TO (I)  
8 PUBLIC EMPLOYEES WHO IN THE COURSE OF THEIR OFFICIAL DUTIES AND RESPON-  
9 SIBILITIES PROVIDE NOTARY PUBLIC SERVICES TO THE PUBLIC WITHOUT RECEIV-  
10 ING REMUNERATION AS A RESULT THEREOF, OR (II) ANY EMPLOYEE WHO IS A  
11 COURT CLERK OF THE UNIFIED COURT SYSTEM WHO HAS BEEN APPOINTED TO SUCH  
12 POSITION AFTER TAKING A CIVIL SERVICE PROMOTIONAL EXAMINATION IN THE  
13 COURT CLERK SERIES OF TITLES.  
14     S 2. Subdivision 9 of section 131 of the executive law, as amended by  
15 chapter 171 of the laws of 2000, is amended to read as follows:  
16     9. The county clerk shall receive a non-refundable application fee of  
17 sixty dollars from each applicant for reappointment, which fee shall be  
18 submitted together with the application. No further fee shall be paid  
19 for the issuance of the commission. THIS FEE SHALL NOT APPLY TO (I)  
20 PUBLIC EMPLOYEES WHO IN THE COURSE OF THEIR OFFICIAL DUTIES AND RESPON-  
21 SIBILITIES PROVIDE NOTARY PUBLIC SERVICES TO THE PUBLIC WITHOUT RECEIV-  
22 ING REMUNERATION AS A RESULT THEREOF, OR (II) ANY EMPLOYEE WHO IS A  
23 COURT CLERK OF THE UNIFIED COURT SYSTEM WHO HAS BEEN APPOINTED TO SUCH  
24 POSITION AFTER TAKING A CIVIL SERVICE PROMOTIONAL EXAMINATION IN THE  
25 COURT CLERK SERIES OF TITLES.  
26     S 3. 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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