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

4474

2009-2010 Regular Sessions

I N A S S E M B L Y

February 4, 2009

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

AN ACT to amend the general municipal law, in relation to discrimination against non-residents

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

Section 1. Section 80 of the general municipal law is amended to read as follows:

S 80. Discrimination against non-residents. 1. Any restriction or regulation imposed by the governing board of a municipal corporation upon the inhabitants of any other municipal corporation within this state, carrying on or desiring to carry on any lawful TRADE, business, or calling within the limits thereof, which shall not be necessary for the proper regulation of such trade, business, or calling, and shall not apply to citizens of all parts of the state alike, except ordinances or regulations in reference to traveling circuses, shows, and exhibitions, shall be void.

2. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO MUNICIPAL CORPORATION SHALL REQUIRE, AS A CONDITION PRECEDENT TO EMPLOYMENT OR CONSIDERATION FOR EMPLOYMENT, ANY INDIVIDUAL TO ENTER INTO OR SIGN AN AGREEMENT FOR CONTRACTUAL DEBT, OR OBLIGE ANY INDIVIDUAL IN THE EMPLOY OF SUCH MUNICIPAL CORPORATION TO PAY ANY TAX, FEE, OR WAGE REDUCTION, SHOULD SUCH INDIVIDUAL BE OR BECOME A NON-RESIDENT OF SUCH MUNICIPAL CORPORATION. FOR THE PURPOSES OF THIS SECTION THE TERM "NON-RESIDENT" SHALL MEAN AN INDIVIDUAL WHO IS NOT DOMICILED WITHIN THE LIMITS OF THE EMPLOYING MUNICIPAL CORPORATION AND MAINTAINS A PERMANENT PLACE OF ABODE ELSEWHERE. ANY RESIDENCY AGREEMENT ENTERED INTO OR SIGNED BY AN EMPLOYEE OF A MUNICIPAL CORPORATION PRIOR TO THE EFFECTIVE DATE OF THIS PROVISION SHALL BE VOID.

S 2. This act shall take effect on the first of July of the year next succeeding the year in 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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