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

S. 6800 A. 9660

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

March 23, 2012

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

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

AN ACT to amend the village law and the public officers law, in relation to the residency requirements for the position of constable in the incorporated village of West Hampton Dunes, county of Suffolk to allow for the retention of current constables and enhance recruitment efforts for future personnel

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

Section 1. Section 3-300 of the village law is amended by adding a new subdivision 21 to read as follows:

21. NOTWITHSTANDING THE PROVISIONS OF THIS CHAPTER OR ANY OTHER GENERAL LAW, LOCAL LAW, ORDINANCE, OR SPECIAL ACT, THE VILLAGE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF WEST HAMPTON DUNES, SUFFOLK COUNTY, MAY, BY RESOLUTION, PROVIDE THAT A CONSTABLE OF THE INCORPORATED VILLAGE OF WEST HAMPTON DUNES, SUFFOLK COUNTY, NEED NOT BE A RESIDENT OF SUCH VILLAGE, BUT MUST BE A RESIDENT OF THE COUNTY OF SUFFOLK, STATE OF NEW YORK.

S 2. Section 3 of the public officers law is amended by adding a new subdivision 59 to read as follows:

59. IN THE INCORPORATED VILLAGE OF WEST HAMPTON DUNES, IN THE COUNTY OF SUFFOLK, THE PROVISIONS OF THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE OR SHE SHALL BE CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE OFFICE OF CONSTABLE OF THE INCORPORATED VILLAGE OF WEST HAMPTON DUNES PROVIDED SUCH PERSON RESIDES IN THE COUNTY OF SUFFOLK, STATE OF NEW YORK. PROVIDED THAT THE PERSON PERFORMING THE FUNCTIONS OF CONSTABLE IN ANY OTHER VILLAGE SHALL BE A RESIDENT OF SUCH VILLAGE UNLESS OTHERWISE PROVIDED BY LAW.

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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