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

3392

2011-2012 Regular Sessions

I N S E N A T E

February 17, 2011

Introduced by Sens. LANZA, GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the New York city civil court act, in relation to the domicile of New York city marshals

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

Section 1. Subdivision 1 of section 1601 of the New York city civil court act, as amended by chapter 533 of the laws of 1979, is amended to read as follows:

1. No more than eighty-three city marshals shall be appointed by the mayor. Upon the expiration of the terms of office of the duly appointed incumbents the mayor shall appoint their successors for terms of five years. Every marshal shall be, at the time of his or her appointment and during his or her term of office, a domiciliary of the city of New York OR OF THE COUNTY OF NASSAU, WESTCHESTER, SUFFOLK, ORANGE, ROCKLAND OR PUTNAM, and his or her removal from the city OR ONE OF SUCH COUNTIES shall vacate his or her office[, provided that no marshal holding office on the effective date of this section as hereby amended shall be required to establish a domicile in the city of New York as a condition to remaining in office for the remainder of the term for which he or she was appointed]. If a vacancy in the office of a marshal shall occur otherwise than by the expiration of a term the person appointed by the mayor to fill such vacancy shall hold office for the unexpired term of the marshal whom he or she succeeds.

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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