

6726

2013-2014 Regular Sessions

I N A S S E M B L Y

April 17, 2013

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

AN ACT to amend the town law and the public officers law, in relation to
requirements for individuals serving as town justice

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

1 Section 1. Section 23 of the town law is amended by adding a new
2 subdivision 26 to read as follows:
3 26. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION,
4 IN THE TOWN OF LYNDON, IN THE COUNTY OF CATTARAUGUS, THE PERSONS
5 PERFORMING THE FUNCTIONS OF TOWN JUSTICE NEED NOT BE ELECTORS OF SUCH
6 TOWN. PROVIDED, HOWEVER, THE PERSONS PERFORMING THE FUNCTIONS OF TOWN
7 JUSTICE IN ANY OTHER TOWN SHALL BE ELECTORS OF SUCH TOWN UNLESS OTHER-
8 WISE PROVIDED BY LAW.
9 S 2. Section 3 of the public officers law is amended by adding a new
10 subdivision 60 to read as follows:
11 60. IN THE TOWN OF LYNDON, IN THE COUNTY OF CATTARAUGUS, THE
12 PROVISIONS OF THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE
13 POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE
14 OR SHE SHALL BE CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE
15 REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE
16 OFFICE OF TOWN JUSTICE OF THE TOWN OF LYNDON, PROVIDED THAT SUCH PERSONS
17 RESIDES IN A TOWN WHICH IS IN THE COUNTY OF CATTARAUGUS. PROVIDED,
18 HOWEVER, THE PERSON PERFORMING THE FUNCTIONS OF TOWN JUSTICE IN ANY
19 OTHER TOWN SHALL BE A RESIDENT OF SUCH TOWN, UNLESS OTHERWISE PROVIDED
20 BY LAW.
21 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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