

5411

2013-2014 Regular Sessions

I N   S E N A T E

May 16, 2013

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

AN ACT to amend the town law, in relation to elections of fire district officers in the Arlington fire district, Dutchess county

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

1     Section 1. Subdivision 1 of section 175 of the town law, as amended by  
2 chapter 334 of the laws of 2011, is amended to read as follows:  
3     1. An annual election shall be held in each fire district on the  
4 second Tuesday in December, except that:  
5     (A) in the Ocean Bay Park fire district, the Lonelyville fire  
6 district, the Davis Park fire district, the Cherry Grove fire district,  
7 the Fair Harbor fire district and the Fire Island Pines fire district,  
8 Suffolk county, such annual election shall be held on the second Tuesday  
9 in July[, except that];  
10     (B) in the town of Salisbury, Herkimer county, AND IN THE ARLINGTON  
11 FIRE DISTRICT, DUTCHESS COUNTY, such annual election shall be held on  
12 the Tuesday next succeeding the first Monday in November from six  
13 o'clock in the morning until nine o'clock in the evening [and except  
14 that]; AND  
15     (C) in the Belfast fire district, Allegany county, such annual  
16 election shall be held on the first Tuesday in December. The board of  
17 fire commissioners shall give notice thereof by the publication of a  
18 notice once in one or more newspapers having a general circulation in  
19 the district. The first publication of such notice shall be not less  
20 than twenty-seven days and not more than thirty-four days prior to the  
21 date of such election. Such notice shall specify the time when and the  
22 place where such election will be held, the officers to be elected there-  
23 at and their terms of office, and the hours during which the polls will  
24 be open for the receipt of ballots. The secretary of such fire district  
25 shall prepare the ballots for all elections of fire district officers

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1 and the polls shall remain open for the receipt thereof at all elections  
2 of fire district officers from six o'clock in the evening until nine  
3 o'clock in the evening and such additional consecutive hours prior ther-  
4 eto as the board of fire commissioners of such district may have deter-  
5 mined and specified in the notice thereof. The board of fire commission-  
6 ers shall designate a resident fire district elector, who shall be a  
7 registered voter of the town, to act as chairman of any election of said  
8 district and shall designate not less than two nor more than four resi-  
9 dent fire district electors, who shall be registered voters of the town  
10 to act as election inspectors and ballot clerks at such elections. No  
11 elective officer of the fire district shall serve as such chairman or as  
12 an election inspector or ballot clerk. The board of fire commissioners  
13 may adopt a resolution providing that such chairman, election inspectors  
14 and ballot clerks shall be paid for their respective services at any  
15 such annual election or at any special election of the fire district.  
16 Such resolution, if adopted, shall fix the amount of such compensation,  
17 as follows: if the hours during which the polls will be open for the  
18 receipt of ballots are from six o'clock in the evening until nine  
19 o'clock in the evening, a sum not to exceed thirty-five dollars for each  
20 such official; if additional consecutive hours prior to six o'clock in  
21 the evening are determined and specified in the notice of election, a  
22 sum not to exceed fifty dollars for each such official.

23 S 2. This act shall take effect immediately and shall apply to the  
24 election cycle of a fire district next succeeding such date.