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

4072

2013-2014 Regular Sessions

I N A S S E M B L Y

January 30, 2013

Introduced by M. of A. KATZ -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law and the town law, in relation to certain official positions in the town of Somers

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

Section 1. Subdivision 41 of section 3 of the public officers law, as added by chapter 272 of the laws of 1998, is amended to read as follows:

41. In the town of Somers, Westchester county, 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 shall be chosen or within his official functions are required to be exercised, shall not prevent a person from holding the office of court clerk *OR ASSISTANT COURT CLERK* of the town of Somers provided that such person resides in the county in which such town is located or an adjoining county within the state of New York.

S 2. Subdivision 11 of section 23 of the town law, as added by chapter 272 of the laws of 1998, is amended to read as follows:

11. Notwithstanding the provisions of subdivision one of this section, in the town of Somers, Westchester county, the person performing the functions of the court clerk *OR ASSISTANT COURT CLERK* need not be an elector of such town. Provided, however, the person performing the functions of court clerk *OR ASSISTANT COURT CLERK* in any other town shall be an elector of such town, unless otherwise provided by an act of the state legislature.

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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