

5682

2013-2014 Regular Sessions

I N   A S S E M B L Y

March 5, 2013

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Introduced by M. of A. PALMESANO -- 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 of certain officers of the village of Penn Yan, coun-  
ty of Yates

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

- 1     Section 1. Section 3-300 of the village law is amended by adding a new  
2     subdivision 22 to read as follows:  
3     22. NOTWITHSTANDING ANY PROVISIONS OF THIS CHAPTER OR ANY OTHER GENER-  
4     AL LAW, LOCAL LAW, ORDINANCE OR SPECIAL ACT, THE VILLAGE BOARD OF TRUS-  
5     TEES OF THE INCORPORATED VILLAGE OF PENN YAN, COUNTY OF YATES, MAY, BY  
6     RESOLUTION, PROVIDE THAT THE OFFICE OF VILLAGE CLERK-TREASURER OF SUCH  
7     VILLAGE MAY BE HELD BY A PERSON WHO IS NOT A RESIDENT OF SUCH VILLAGE,  
8     PROVIDED THAT SUCH PERSON RESIDES IN THE COUNTY OF YATES OR IN AN  
9     ADJOINING COUNTY WITHIN THE STATE OF NEW YORK.  
10    S 2. Section 3 of the public officers law is amended by adding a new  
11    subdivision 60 to read as follows:  
12    60. IN THE VILLAGE OF PENN YAN, COUNTY OF YATES, THE PROVISIONS OF  
13    THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE POLITICAL SUBDI-  
14    VISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE OR SHE SHALL  
15    BE CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE REQUIRED TO  
16    BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE OFFICE OF  
17    VILLAGE CLERK-TREASURER OF THE VILLAGE OF PENN YAN, PROVIDED THAT SUCH  
18    PERSON RESIDES IN THE COUNTY IN WHICH SUCH VILLAGE IS LOCATED OR IN AN  
19    ADJOINING COUNTY WITHIN THE STATE OF NEW YORK. PROVIDED, HOWEVER, THE  
20    PERSON PERFORMING THE FUNCTIONS OF VILLAGE CLERK-TREASURER IN ANY OTHER  
21    VILLAGE SHALL BE A RESIDENT OF SUCH VILLAGE, UNLESS OTHERWISE PROVIDED  
22    BY AN ACT OF THE STATE LEGISLATURE.  
23    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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