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

3593--B

Cal. No. 235

2013-2014 Regular Sessions

I N S E N A T E

February 7, 2013

Introduced by Sen. NOZZOLIO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the village law and the public officers law, in relation to authorizing the village of Macedon to hire a clerk/treasurer outside of such village

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

Section 1. Section 3-300 of the village law is amended by adding two new subdivisions 22 and 23 to read as follows:

22. NOTWITHSTANDING ANY PROVISIONS OF THIS CHAPTER OR ANY OTHER GENERAL LAW, LOCAL LAW, ORDINANCE OR SPECIAL ACT, THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MACEDON, WAYNE COUNTY, MAY, BY RESOLUTION, PROVIDE THAT THE CLERK/TREASURER OF THE VILLAGE OF MACEDON, WAYNE COUNTY, NEED NOT BE A RESIDENT OF SUCH VILLAGE, BUT MUST BE A RESIDENT OF NEW YORK STATE.

23. NOTWITHSTANDING ANY PROVISIONS OF THIS CHAPTER OR ANY OTHER GENERAL LAW, LOCAL LAW, ORDINANCE OR SPECIAL ACT, THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MACEDON, WAYNE COUNTY, MAY, BY RESOLUTION, PROVIDE THAT THE DEPUTY CLERK/TREASURER OF THE VILLAGE OF MACEDON, WAYNE COUNTY, NEED NOT BE A RESIDENT OF SUCH VILLAGE, BUT MUST BE A RESIDENT OF NEW YORK STATE.

S 2. Section 3 of the public officers law is amended by adding two new subdivisions 60 and 61 to read as follows:

60. IN THE VILLAGE OF MACEDON, COUNTY OF WAYNE, 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 OR SHE SHALL BE

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

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CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE OFFICE OF CLERK/TREASURER OF THE VILLAGE OF MACEDON, PROVIDED THAT SUCH PERSON RESIDES IN THE COUNTY OF WAYNE OR AN ADJOINING COUNTY WITHIN THE STATE OF NEW YORK. PROVIDED, HOWEVER, THE PERSONS PERFORMING THE FUNCTIONS OF CLERK/TREASURER IN ANY OTHER VILLAGE SHALL BE A RESIDENT OF SUCH VILLAGE, UNLESS OTHERWISE PROVIDED BY LAW.

61. IN THE VILLAGE OF MACEDON, COUNTY OF WAYNE, 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 OR SHE SHALL BE CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE OFFICE OF DEPUTY CLERK/TREASURER OF THE VILLAGE OF MACEDON, PROVIDED THAT SUCH PERSON RESIDES IN THE COUNTY OF WAYNE OR AN ADJOINING COUNTY WITHIN THE STATE OF NEW YORK. PROVIDED, HOWEVER, THE PERSONS PERFORMING THE FUNCTIONS OF DEPUTY CLERK/TREASURER IN ANY OTHER VILLAGE SHALL BE A RESIDENT OF SUCH VILLAGE, UNLESS OTHERWISE PROVIDED BY LAW.

S 3. This act shall take effect immediately.