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

9671

I N  A S S E M B L Y

March 28, 2016

Introduced by M. of A. LALOR -- 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 waiving the residency requirement for the town board-appointed officers in the town of LaGrange, Dutchess county

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

Section 1. Section 23 of the town law is amended by adding a new subdivision 30 to read as follows:

30. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION, IN THE TOWN OF LAGRANGE, IN THE COUNTY OF DUTCHESS, THE PERSONS PERFORMING THE FUNCTIONS OF TOWN BOARD-APPOINTED OFFICERS, INCLUDING, BUT NOT LIMITED TO, THE TOWN BUILDING INSPECTOR, THE COMPTROLLER, THE ACCOUNTING OFFICER, THE DOG WARDEN, THE MUNICIPAL CODE ENFORCEMENT INSPECTOR, THE STORMWATER MANAGEMENT OFFICER, THE CLERK OF THE WORKS AND THE ADMINISTRATOR OF PLANNING & PUBLIC WORKS NEED NOT BE ELECTORS OF SUCH TOWN. PROVIDED, HOWEVER, THE PERSONS PERFORMING THE FUNCTIONS OF TOWN BOARD-APPOINTED OFFICERS, INCLUDING, BUT NOT LIMITED TO, THE TOWN BUILDING INSPECTOR, THE COMPTROLLER, THE ACCOUNTING OFFICER, THE DOG WARDEN, THE MUNICIPAL CODE ENFORCEMENT INSPECTOR, THE STORMWATER MANAGEMENT OFFICER, THE CLERK OF THE WORKS AND THE ADMINISTRATOR OF PLANNING & PUBLIC WORKS IN ANY OTHER TOWN SHALL BE ELECTORS OF SUCH TOWN, UNLESS OTHERWISE PROVIDED BY AN ACT OF THE STATE LEGISLATURE.

S 2. Section 3 of the public officers law is amended by adding a new subdivision 65 to read as follows:

65. IN THE TOWN OF LAGRANGE, IN THE COUNTY OF DUTCHESS, 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 ANY TOWN BOARD-APPOINTED OFFICE, INCLUDING, BUT NOT LIMITED TO, THE OFFICES OF TOWN BUILDING INSPECTOR, COMPTROLLER, ACCOUNTING OFFICER, DOG WARDEN, MUNICIPAL CODE ENFORCEMENT INSPECTOR, STORMWATER MANAGEMENT OFFICER, CLERK OF THE WORKS AND ADMINISTRATOR OF PLANNING & PUBLIC WORKS,

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

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PROVIDED THAT SUCH PERSON RESIDES IN THE COUNTY OF DUTCHESS OR AN ADJOINING COUNTY WITHIN THE STATE OF NEW YORK. PROVIDED, HOWEVER, THE PERSONS PERFORMING THE FUNCTIONS OF TOWN BOARD-APPOINTED OFFICERS, INCLUDING, BUT NOT LIMITED TO, THE TOWN BUILDING INSPECTOR, THE COMPTROLLER, THE ACCOUNTING OFFICER, THE DOG WARDEN, THE MUNICIPAL CODE ENFORCEMENT INSPECTOR, THE STORMWATER MANAGEMENT OFFICER, THE CLERK OF THE WORKS AND THE ADMINISTRATOR OF PLANNING & PUBLIC WORKS IN ANY OTHER TOWN SHALL BE A RESIDENT OF SUCH TOWN, UNLESS OTHERWISE PROVIDED BY LAW.

S 3. This act shall take effect immediately.