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

10646

I N A S S E M B L Y

June 10, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Ramos) -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to the residency requirements of certain employees of political subdivisions or municipal corporations of the state

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

Section 1. Legislative finding and declaration. The legislature hereby finds and declares that there is a substantial state interest in the fair and equitable treatment of public employees throughout the state who are permitted to reside in localities outside the political subdivision or municipal corporation of the state for which they work. That substantial state interest would be furthered by establishing that no employee who resides in a permitted locality be subject to any levy or payment by choosing to reside in such permitted locality. Therefore, the legislature declares the necessity for the enactment of this act to establish that no public employee who is or becomes a nonresident of political subdivision or municipal corporation of the state for which he or she works shall be obligated to make a payment because he or she is or becomes a nonresident by residing in a locality permitted by state or other applicable law.

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

65. NOTWITHSTANDING THE PROVISIONS OF THIS SECTION OR OF ANY GENERAL, SPECIAL OR LOCAL LAW, CHARTER, CODE, ORDINANCE, RESOLUTION, RULE OR REGULATION TO THE CONTRARY, NO EMPLOYEE OF ANY POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE WHO IS SUBJECT TO THE RESIDENCY REQUIREMENTS OF THIS SECTION OR ANY OTHER APPLICABLE LAW SHALL BE OBLIGATED TO MAKE ANY PAYMENT OR SATISFY ANY LEVY PURSUANT TO A CONDITION OF EMPLOYMENT OR AN AGREEMENT SIGNED BY THE EMPLOYEE IF SUCH EMPLOYEE IS OR BECOMES A NONRESIDENT OF THE POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE.

S 3. This act shall take effect on the first of January next succeeding the date on which it shall have become a law; provided, however,

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

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that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.