

# STATE OF NEW YORK

10956

## IN ASSEMBLY

May 29, 2018

Introduced by M. of A. SANTABARBARA -- 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 authorizing the village of St. Johnsville to hire a village  
clerk/treasurer and code enforcement officer who is not a resident of  
such village

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 28 to read as follows:

3 28. 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 St. Johnsville, Montgomery county,  
6 may, by resolution, provide that the village clerk/treasurer and code  
7 enforcement officer of the village of St. Johnsville, Montgomery county,  
8 need not be a resident of said village, but must be a resident of the  
9 county in which such village is located or an adjoining county within  
10 the state of New York.

11 § 2. Section 3 of the public officers law is amended by adding a new  
12 subdivision 67 to read as follows:

13 67. In the village of St. Johnsville, in the county of Montgomery, the  
14 provisions of this section requiring a person to be a resident of the  
15 political subdivision or municipal corporation of the state for which he  
16 or she shall be chosen or within which his or her official functions are  
17 required to be exercised, shall not prevent a person from holding the  
18 office of village clerk/treasurer and code enforcement officer of the  
19 village of St. Johnsville, provided that such person resides in the  
20 county in which such village is located or an adjoining county within  
21 the state of New York. Provided, however, the person performing the  
22 functions of village clerk/treasurer and code enforcement officer in any  
23 other village shall be a resident of such village, unless otherwise  
24 provided by an act of the state legislature.

25 § 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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