STATE OF NEW YORK

4072--A

Cal. No. 236

2017-2018 Regular Sessions

IN SENATE

February 2, 2017

Introduced by Sen. BONACIC -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the town law and the public officers law, in relation to the residency of the building inspector and code enforcement officer of the town of Wallkill, in the county of Orange

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 31 to read as follows:

31. Notwithstanding the provisions of subdivision one of this section, in the town of Wallkill, in the county of Orange, the persons performing the functions of town building inspector and code enforcement officer need not be electors of such town. Provided, however, the persons performing the functions of building inspector and code enforcement officer in any other town shall be electors of such town, unless otherwise provided by law.

§ 2. Section 3 of the public officers law is amended by adding a new subdivision 66 to read as follows:

66. In the town of Wallkill, in the county of Orange, the provisions of this section requiring a person to be a resident of a 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 building inspector and code enforcement officer of the town of Wallkill, provided that such person resides in the county in which such town is located. Provided, however, the persons performing the functions of building inspector and code enforcement officer in any other town shall be residents of such town, unless otherwise provided by law.

§ 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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