STATE OF NEW YORK

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5539--B

2017-2018 Regular Sessions

IN ASSEMBLY

February 10, 2017
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Introduced by M. of A. WEPRIN -- read once and referred to the Committee
   on Local Governments -- recommitted to the Committee on Local Govern-
   ments in accordance with Assembly Rule 3, sec. 2 -- reported and
   referred to the Committee on Codes -- committee discharged, bill
   amended, ordered reprinted as amended and recommitted to said commit-
   tee -- reported from committee, advanced to a third reading, amended
   and ordered reprinted, retaining its place on the order of third read-
   ing

AN ACT to amend the municipal home rule law, in relation to punishment
   for the violation of a local law

   **The People of the State of New York, represented in Senate and Assem-
   bly, do enact as follows:**

 1   Section 1. Paragraph (b) of subdivision 4 of section 10 of the munici-
 2 pal home rule law is amended to read as follows:
 3   (b) To provide for the enforcement of local laws by legal or equitable
 4 proceedings which are or may be provided or authorized by law, to
 5 prescribe   that   violations   thereof   shall   constitute misdemeanors,
 6 offenses or infractions and to provide for the punishment of violations
 7 thereof by civil penalty, fine, forfeiture**, community service, where the
 8 defendant has consented to the amount and conditions of such service,
 9 provided however, that the performance of any such services shall not
10 result in the displacement of employed workers or in the impairment of
11 existing services, nor shall the performance of any such services be
12 required or permitted in any establishment involved in any labor strike
13 or lockout,** or imprisonment, or by two or more of such punishments,
14 provided, however, that a local law adopted pursuant to subdivision two
15 of this section shall provide only for such enforcement or punishment as
16 could be prescribed if the action of the legislative body were taken by
17 ordinance, resolution, rule or regulation, as the case may be.
18   § 2. This act shall take effect immediately.

       EXPLANATION--Matter in **italics** (underscored) is new; matter in brackets
                    [-] is old law to be omitted.
                                                          LBD09493-04-8