STATE OF NEW YORK

5936--A

Cal. No. 973

2019-2020 Regular Sessions

IN SENATE

May 16, 2019

Introduced by Sen. RANZENHOFER -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the public officers law and the town law, in relation to the residence of the person holding the office of town superintendent of highways or town engineer of the town of Pavilion, Genesee county

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 3 of the public officers law is amended by adding a new subdivision 68 to read as follows:

68. In the town of Pavilion, Genesee county, 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 the office of town superintendent of highways or town engineer of the town of Pavilion, provided that such person resides in an adjoining town or village within an adjoining town within the state of New York. Provided, however, the person performing the functions of town superintendent of highways or town engineer in any other town shall be a resident of such town, unless otherwise provided by law.

§ 2. Section 23 of the town law is amended by adding a new subdivision 33 to read as follows:

33. Notwithstanding subdivision one of this section, in the town of Pavilion, Genesee county, the person performing the function of town superintendent of highways or town engineer need not be an elector of such town, provided that such person is an elector in an adjoining town or village within an adjoining town within the state. Provided, however,

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

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the person performing the function of town superintendent of highways or town engineer in any other town shall be an elector of such town, unless otherwise provided by an act of the state legislature.

§ 3. This act shall take effect immediately.