

STATE OF NEW YORK

4052

2019-2020 Regular Sessions

IN SENATE

February 26, 2019

Introduced by Sen. ANTONACCI -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to the appointment of members to county and local boards of ethics

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

1 Section 1. Subdivisions 1 and 3 of section 808 of the general municipal law, as amended by chapter 1019 of the laws of 1970, are amended to read as follows:

2 1. The governing body of any county may establish a county board of
3 ethics and appropriate moneys for maintenance and personal services in
4 connection therewith. The members of such board of ethics shall be
5 appointed by such governing body [~~except in the case of a county operating under an optional or alternative form of county government or county charter, in which case the members shall be appointed by the county executive or county manager, as the case may be, subject to confirmation by such governing body~~]. Such board of ethics shall consist of at least
6 three members[~~, a majority of whom shall not be officers or employees~~].
7 No member appointed shall be an officer or employee of such [~~county or municipalities wholly or partially located in such county and at least one of whom shall be an elected or appointed officer or employee of the~~]
8 county or a municipality wholly or partially located within such county.
9 The members of such board shall receive no salary or compensation for
10 their services as members of such board and shall serve at the pleasure
11 of the appointing authority.

12 3. The governing body of any municipality other than a county may
13 establish a local board of ethics and, where such governing body is so
14 authorized, appropriate moneys for maintenance and personal services in
15 connection therewith. A local board shall have all the powers and duties
16 of and shall be governed by the same conditions as a county board of
17 ethics, except that it shall act only with respect to officers and
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EXPLANATION--Matter in italics (underscored) is new; matter in brackets [~~-~~] is old law to be omitted.

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1 employees of the municipality that has established such board or of its
2 agencies. The members of a local board shall be appointed by such
3 [~~person or~~] body as may be designated by the governing body of the muni-
4 cipality to serve at the pleasure of the appointing authority and such
5 board shall consist of at least three members[~~, a majority of whom are~~
6 ~~not otherwise officers or employees~~]. No member appointed shall be an
7 officer or employee of such municipality. [~~Such board shall include at~~
8 ~~least one member who is an elected or appointed municipal officer or~~
9 ~~employee.~~]
10 § 2. This act shall take effect immediately.