

# STATE OF NEW YORK

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1308--A

2021-2022 Regular Sessions

## IN ASSEMBLY

January 8, 2021

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Introduced by M. of A. MAGNARELLI, THIELE, SIMON, BUTTENSCHON, COOK, LAVINE, GRIFFIN, GUNTHER -- Multi-Sponsored by -- M. of A. GALEF -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law, in relation to preventing certain elected officials from being a member of an agency; and to repeal subdivision 4 of section 856 of such law relating thereto

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

1 Section 1. Subdivision 4 of section 856 of the general municipal law  
2 is REPEALED and a new subdivision 4 is added to read as follows:

3 4. No member of an agency shall be an elected official of the munici-  
4 pality nor shall any member of an agency be an elected official of any  
5 county, city, town, or village within the county in which the agency is  
6 located. Where an individual who currently serves as a member of an  
7 agency would be ineligible to serve until his or her term as a member of  
8 an agency has expired, the governing body of the municipality or  
9 appointing authority of the agency shall appoint new members of the  
10 agency as provided in subdivision two of this section where an individ-  
11 ual was no longer able to serve in such a capacity. This subdivision  
12 shall not apply to any elected officials required to serve on an indus-  
13 trial development agency under title two of this article. This subdivi-  
14 sion shall not apply to any industrial development agency that has a  
15 board entirely composed of elected officials from the municipality that  
16 chartered such industrial development agency.

17 § 2. 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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