

# STATE OF NEW YORK

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6296

2021-2022 Regular Sessions

## IN ASSEMBLY

March 12, 2021

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Introduced by M. of A. GRIFFIN -- read once and referred to the Committee on Local Governments

AN ACT to amend the town law, in relation to compensation of chairman, election inspectors and ballot clerks for fire districts elections

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

1 Section 1. Subdivisions 1 and 6 of section 175 of the town law, subdivision 1 as amended by chapter 334 of the laws of 2011 and subdivision 6 as amended by chapter 586 of the laws of 2004, are amended to read as follows:

2 1. An annual election shall be held in each fire district on the  
3 second Tuesday in December, except that in the Ocean Bay Park fire  
4 district, the Lonelyville fire district, the Davis Park fire district,  
5 the Cherry Grove fire district, the Fair Harbor fire district and the  
6 Fire Island Pines fire district, Suffolk county, such annual election  
7 shall be held on the second Tuesday in July, except that in the town of  
8 Salisbury, Herkimer county, such annual election shall be held on the  
9 Tuesday next succeeding the first Monday in November from six o'clock in  
10 the morning until nine o'clock in the evening and except that in the  
11 Belfast fire district, Allegany county, such annual election shall be  
12 held on the first Tuesday in December. The board of fire commissioners  
13 shall give notice thereof by the publication of a notice once in one or  
14 more newspapers having a general circulation in the district. The first  
15 publication of such notice shall be not less than twenty-seven days and  
16 not more than thirty-four days prior to the date of such election. Such  
17 notice shall specify the time when and the place where such election  
18 will be held, the officers to be elected thereat and their terms of  
19 office, and the hours during which the polls will be open for the  
20 receipt of ballots. The secretary of such fire district shall prepare  
21 the ballots for all elections of fire district officers and the polls  
22 shall remain open for the receipt thereof at all elections of fire

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

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1 district officers from six o'clock in the evening until nine o'clock in  
2 the evening and such additional consecutive hours prior thereto as the  
3 board of fire commissioners of such district may have determined and  
4 specified in the notice thereof. The board of fire commissioners shall  
5 designate a resident fire district elector, who shall be a registered  
6 voter of the town, to act as chairman of any election of said district  
7 and shall designate not less than two nor more than four resident fire  
8 district electors, who shall be registered voters of the town to act as  
9 election inspectors and ballot clerks at such elections. No elective  
10 officer of the fire district shall serve as such chairman or as an  
11 election inspector or ballot clerk. The board of fire commissioners may  
12 adopt a resolution providing that such chairman, election inspectors and  
13 ballot clerks shall be paid for their respective services at any such  
14 annual election or at any special election of the fire district. Such  
15 resolution, if adopted, shall fix the amount of such compensation, as  
16 follows: if the hours during which the polls will be open for the  
17 receipt of ballots are from six o'clock in the evening until nine  
18 o'clock in the evening, a sum not to exceed [~~thirty-five~~] seventy  
19 dollars for each such official; if additional consecutive hours prior to  
20 six o'clock in the evening are determined and specified in the notice of  
21 election, a sum not to exceed [~~fifty~~] one hundred dollars for each such  
22 official.

23 6. If in any fire district the number of voters is so great as to  
24 render it inexpedient or impossible to conduct the election at one poll-  
25 ing place, the board of fire commissioners may divide the fire district  
26 into election districts and provide a polling place for each such  
27 election district, provided, however, that the number of election  
28 districts in any fire district shall not exceed one for each six hundred  
29 electors plus one for a remaining fraction of six hundred. In such  
30 event, the notice specified in subdivision one of this section shall  
31 describe the election districts and state where the polling places will  
32 be located, and the board of fire commissioners shall designate not less  
33 than two nor more than four resident fire district electors, who shall  
34 be registered voters of the town, to act as election inspectors and  
35 ballot clerks at each such polling place. The board of fire district  
36 commissioners may adopt a resolution providing that such election  
37 inspectors and ballot clerks shall be paid for their respective services  
38 at any such annual election or at any special election of the fire  
39 district. Such resolution, if adopted, shall fix the amount of such  
40 compensation as follows: if the hours during which the polls will be  
41 open for the receipt of ballots are from six o'clock in the evening  
42 until nine o'clock in the evening, a sum not to exceed [~~thirty-five~~]  
43 seventy dollars for each such official; if additional consecutive hours  
44 prior to six o'clock in the evening are determined and specified in the  
45 notice of election, a sum not to exceed [~~fifty~~] one hundred dollars for  
46 each such official. No elective officer of the fire district shall serve  
47 as an election inspector or ballot clerk.

48 § 2. This act shall take effect immediately.