STATE OF NEW YORK

5355

2023-2024 Regular Sessions

IN ASSEMBLY

March 7, 2023

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

AN ACT to amend the village law and the public officers law, in relation to permitting village justices of the village of Maybrook to live in the towns of Montgomery or Hamptonburgh

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

Section 1. Section 3-300 of the village law is amended by adding a new subdivision 33 to read as follows:

33. Notwithstanding any provisions of this chapter or any other general law, local law, ordinance, or special act, the village board of trustees of the incorporated village of Maybrook, Orange county, may, by resolution, provide that the office of village justice of such village may be held by a person who is not a resident of such village, provided that such person resides within either the town of Montgomery or the town of Hamptonburgh within Orange county.

§ 2. Section 3 of the public officers law is amended by adding a new subdivision 73 to read as follows:

73. In the village of Maybrook, in the county of Orange, 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 village justice of the village of Maybrook, provided that such person resides in the town of Montgomery or the town of Hamptonburgh. Provided, however, the person performing the functions of village justice in any other village shall be a resident of such village unless otherwise provided by an act of the state legislature.

§ 3. 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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