STATE OF NEW YORK

9658

IN ASSEMBLY

March 27, 2024

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

AN ACT to amend the village law, in relation to removing the ability of a board of trustees and mayor to act as the board of assessors

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

Section 1. Paragraph b of subdivision 2 and subdivision 3 of section 3-301 of the village law, paragraph b of subdivision 2 as amended by chapter 735 of the laws of 1983, are amended to read as follows:

b. assessor or assessors, provided, however, that the board of trustees by resolution or local law may consolidate the offices of clerk, treasurer, and assessor or any two of such offices. [~~The board of trustees may also determine, by local law or resolution, that such board of trustees shall act as the board of assessors or may appoint such board from their members.~~] Notwithstanding the foregoing provisions of this paragraph, a village which has enacted a local law as provided in subdivision three of section fourteen hundred two of the real property tax law shall not have an assessor or assessors in any year in which such local law is in effect.

3. The mayor, trustees and village justices shall be elective officers. All other officers shall be appointed by the mayor, subject to the approval of the board of trustees**; provided, however, no member of the board of trustees or mayor shall be appointed a member of the board of assessors for the same village**.

§ 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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