

STATE OF NEW YORK

6442

2023-2024 Regular Sessions

IN SENATE

April 20, 2023

Introduced by Sen. WALCZYK -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the public officers law, in relation to removing residency requirements for Jefferson county assistant district attorneys

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

1 Section 1. Section 3 of the public officers law is amended by adding a
2 new subdivision 73 to read as follows:

3 73. In the county of Jefferson, the provisions of this section requir-
4 ing a person to be a resident of the political subdivision or municipal
5 corporation of the state for which he or she shall be chosen or within
6 which his or her official functions are required to be exercised, shall
7 not prevent a person from holding the office of assistant district
8 attorney; provided, however, that any person performing such functions
9 or holding the office of assistant district attorney in any other county
10 shall be a resident of such county unless otherwise provided by law. The
11 provisions of this subdivision shall not apply to any person holding the
12 office of first assistant district attorney or chief assistant district
13 attorney, the holder of which would assume the duties of the district
14 attorney upon the district attorney's absence from the county or upon
15 the district attorney's inability to perform his or her duties.

16 § 2. This act shall take effect immediately.

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

LBD06184-01-3