STATE OF NEW YORK

9128

IN SENATE

April 29, 2024

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 the qualifications for holding the office of assistant county attorney in the county of Herkimer

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

Section 1. Section 3 of the public officers law is amended by adding a new subdivision 75 to read as follows:

75. In the county of Herkimer, the provisions of this section requiring a person to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised, shall not prevent a person from holding the office of assistant county attorney of the county of Herkimer, provided that such person resides in Herkimer county or an adjoining county within the state of New York; provided, however, that any person performing such functions or holding the office of assistant county attorney in any other county shall be a resident of such county unless otherwise provided by law. The provisions of this subdivision shall not apply to any person holding the office of Herkimer county attorney.

§ 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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