STATE OF NEW YORK

255

2023-2024 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 4, 2023

Introduced by M. of A. MAGNARELLI, THIELE, SIMON, BUTTENSCHON, COOK, LAVINE, GUNTHER, JACOBSON, STIRPE -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to preventing certain elected officials from being a member of an agency; and to repeal subdivision 4 of section 856 of such law relating thereto

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

Section 1. Subdivision 4 of section 856 of the general municipal law is REPEALED and a new subdivision 4 is added to read as follows:

4. No member of an agency shall be an elected official of the municipality nor shall any member of an agency be an elected official of any county, city, town, or village within the county in which the agency is located. Where an individual who currently serves as a member of an agency would be ineligible to serve until his or her term as a member of an agency has expired, the governing body of the municipality or appointing authority of the agency shall appoint new members of the agency as provided in subdivision two of this section where an individual was no longer able to serve in such a capacity. This subdivision shall not apply to any elected officials required to serve on an industrial development agency under title two of this article. This subdivision shall not apply to any industrial development agency that has a board entirely composed of elected officials from the municipality that chartered such industrial development agency.

§ 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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