

STATE OF NEW YORK

6995

2023-2024 Regular Sessions

IN SENATE

May 16, 2023

Introduced by Sens. WEBER, ROLISON -- read twice and ordered printed,
and when printed to be committed to the Committee on Veterans, Home-
land Security and Military Affairs

AN ACT to amend the executive law, in relation to authorizing a county,
city, town or village to override a state disaster emergency in all or
part of the territorial limits of such local government

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

Section 1. Section 28 of the executive law is amended by adding a new
subdivision 6 to read as follows:

6. A county, city, town or village may, at any time, limit or super-
sede a governor's declaration of a disaster emergency by executive order
issued under this section, by issuing a local state of emergency and
local emergency orders under section twenty-four of this article. The
local state of emergency and local emergency orders shall only effect
part or all of the territorial limits of such local government.

§ 2. Section 29-a of the executive law is amended by adding a new
subdivision 5 to read as follows:

5. A county, city, town or village may, at any time, limit or super-
sede a governor's declaration of a disaster emergency by executive
order issued under this section, by issuing a local state of emergency
and local emergency orders under section twenty-four of this article.
The local state of emergency and local emergency orders shall only
effect part or all of the territorial limits of such local government.

§ 3. This act shall take effect immediately and shall apply to any
executive order issued by the governor on or after January 1, 2023.

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

LBD11338-01-3