STATE OF NEW YORK

4025

2025-2026 Regular Sessions

IN ASSEMBLY

January 30, 2025

Introduced by M. of A. SIMPSON -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to waiving the residency requirement for certain county attorney positions within Warren county

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 76 to read as follows:

76. In the county of Warren, 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 district attorney, assistant public defender or assistant county attorney of the county of Warren, provided that such person resides in a county adjoining Warren county within the state of New York; provided, however that any person performing such functions or holding such offices 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 first assistant public defender, the holder of which would assume the duties of the public defender upon the public defender's absence from the county or upon the public defender's inability to perform such office's duties.

§ 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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