

# STATE OF NEW YORK

7844--A

2025-2026 Regular Sessions

## IN ASSEMBLY

April 11, 2025

Introduced by M. of A. SEMPOLINSKI -- read once and referred to the Committee on Governmental Operations -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the town law and the public officers law, in relation to authorizing the town justice of the town of West Almond, county of Allegany, to be a nonresident of such town

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

1 Section 1. Section 23 of the town law is amended by adding a new  
2 subdivision 37 to read as follows:

3 37. Notwithstanding the provisions of subdivision one of this section,  
4 in the town of West Almond, in the county of Allegany, the person  
5 performing the function of town justice, need not be an elector of such  
6 town; provided that such person resides in the county of Allegany.  
7 Provided, however, the person performing the function of town justice in  
8 any other town shall be an elector of such town, unless otherwise  
9 provided by an act of the state legislature.

10 § 2. Section 3 of the public officers law is amended by adding a new  
11 subdivision 76 to read as follows:

12 76. In the town of West Almond, in the county of Allegany, the  
13 provisions of this section requiring a person to be a resident of the  
14 political subdivision or municipal corporation of the state for which  
15 such person shall be chosen or within which such person's official func-  
16 tions are required to be exercised, shall not prevent a person from  
17 holding the office of town justice of the town of West Almond; provided  
18 that such person resides in the county of Allegany. Provided, however,  
19 the person performing the function of town justice in any other town  
20 shall be a resident of such town, unless otherwise provided by law.

21 § 3. 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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