

# STATE OF NEW YORK

8733

## IN SENATE

January 7, 2026

Introduced by Sen. FAHY -- 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 qualifications for holding the office of correction officer in the county of Montgomery

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

1 Section 1. Section 3 of the public officers law is amended by adding a  
2 new subdivision 77 to read as follows:

3 77. In the county of Montgomery, the provisions of this section  
4 requiring a person to be a resident of the political subdivision or  
5 municipal corporation of the state for which such person shall be chosen  
6 or within which such person's official functions are required to be  
7 exercised, shall not prevent a person from holding the office of  
8 correction officer in Montgomery county, provided, however, that such  
9 person performing the duties and functions of correction officer resides  
10 in Montgomery county or any adjoining county within New York state  
11 unless otherwise provided by an act of the state legislature. Such  
12 person performing the duties and functions of correction officer may  
13 also reside in Albany county, Delaware county, Greene county, Hamilton  
14 county, Madison county, Oneida county, Rensselaer county, Warren county,  
15 or Washington county.

16 § 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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