State of New York

DEC 13 2011

Department of State
Secretary of State

State of New York

Executive Chamber

No. 35

EXECUTIVE ORDER

CONTINUING THE SUSPENSION OF CERTAIN PROVISIONS OF LAW

WHEREAS, on August 25, 2011, I issued Executive Order Number 17 declaring a disaster emergency in the Counties of Bronx, Kings, New York, Queens, Richmond, Nassau, Suffolk and contiguous areas in the State of New York; and

WHEREAS, on September 15, 2011, I issued Executive Order Number 21 in order to amend Executive Order Number 17 to declare a State disaster emergency, effective September 12, 2011, within the territorial boundaries of the following additional Counties: Albany, Broome, Chenango, Chemung, Clinton, Columbia, Delaware, Dutchess, Essex, Greene, Herkimer, Montgomery, Oneida, Orange, Otsego, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Sullivan, Tioga, Ulster, Warren, Washington and Westchester; and

WHEREAS, Section 29-a of the Executive Law authorizes the suspension, alteration or modification of statutes, local laws, ordinances, orders, rules or regulations, or parts thereof, if compliance with such provisions would prevent, hinder or delay action necessary to cope with a disaster emergency; and

WHEREAS, on September 15, 2011, I issued Executive Order Number 21 to suspend certain provisions of law to allow replacement of state-issued documents lost in the State disaster emergency without payment of mandated fees; and

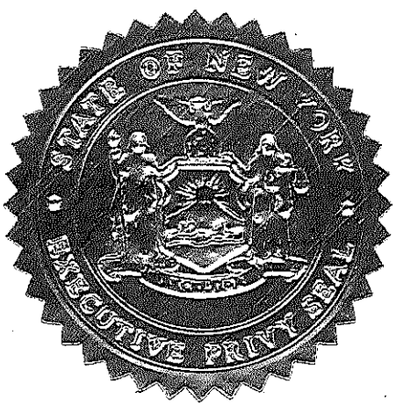
WHEREAS, on September 15, 2011, I issued Executive Order Number 22 to suspend provisions of law to facilitate and address agricultural and natural resource infrastructure recovery and the immediate capital needs of local farms affected by the State disaster emergency; and

WHEREAS, Section 29-a of the Executive Law provides that no suspension of laws shall be made for a period in excess of thirty days, provided, however, that upon reconsideration of all of the relevant facts and circumstances, the suspension may be extended for additional thirty-day periods; and

WHEREAS, on October 13, 2011, I issued Executive Order Number 29 to continue the suspension of laws as ordered by Executive Orders Number 21 and 22 through November 13, 2011; and

WHEREAS, on November 10, 2011, I issued Executive Order Number 32 to continue the suspension of laws as ordered by Executive Orders 21 and 22 through December 13, 2011;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law, and after having reconsidered all of the relevant facts and circumstances, do hereby order that the suspension of provisions of law ordered by Executive Order Numbers 21 and 22 shall continue through January 12, 2012.



GIVEN under my hand and the Privy Seal of the State in the City of Albany this thirteenth day of December in the year two thousand eleven.

BY THE GOVERNOR

Secretary to the Governor