

9970

I N   A S S E M B L Y

May 2, 2016

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Introduced by M. of A. RICHARDSON -- read once and referred to the  
Committee on Election Law

AN ACT to amend the public officers law, in relation to the time for  
setting a special election

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 3 of section 42 of the public officers law, as  
2     amended by chapter 4 of the laws of 2011, is amended to read as follows:  
3     3. Upon the failure to elect to any office, except that of governor or  
4     lieutenant-governor, at a general or special election, at which such  
5     office is authorized to be filled, or upon the death or disqualification  
6     of a person elected to office before the commencement of his or her  
7     official term, or upon the occurrence of a vacancy in any elective  
8     office which cannot be filled by appointment for a period extending to  
9     or beyond the next general election at which a person may be elected  
10    thereto, the governor may in his or her discretion make proclamation of  
11    a special election to fill such office, specifying the district or county  
12    in which the election is to be held, and the day thereof, which shall  
13    be not less than [seventy] FIFTY nor more than [eighty] SIXTY days from  
14    the date of the proclamation.  
15    S 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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