

STATE OF NEW YORK

10471

IN ASSEMBLY

March 6, 2026

Introduced by M. of A. SEPTIMO -- read once and referred to the Committee on Cities

AN ACT to amend the municipal home rule law, in relation to revision of a city charter; and to provide for the repeal of certain provisions upon the expiration thereof

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

1 Section 1. This act shall be known as the "Election-Related Requirements for Initiating Charter Commissions (ERIC) Act".

2 § 2. Subdivision 4 of section 36 of the municipal home rule law, as
3 amended by chapter 592 of the laws of 1964, is amended to read as
4 follows:
5

6 4. (a) A charter commission to draft a new or revised city charter may
7 also be created by the mayor of any city. Such commission shall consist
8 of not less than nine nor more than fifteen members, all of whom shall
9 be residents of the city. Original appointments to such a commission
10 shall be made by the mayor by a certificate of appointment which shall
11 specify the number of, and names of, the members to constitute the
12 commission, which certificate shall be filed forthwith with the city
13 clerk. The [~~chairman, vice-chairman~~] chair, vice-chair and secretary
14 shall be appointed by the mayor from among the members of the commis-
15 sion. Any vacancy in the membership of such a commission or of its offi-
16 cers shall be filled by the mayor.

17 (b) When a certificate of appointment is filed within sixty days
18 before or after the date of a general election at which a mayor is
19 elected, but before January first in the year following such election,
20 the continued existence of the charter commission and appointments to
21 the commission shall be dependent on confirmation by the mayor in office
22 on the first day of January of the following year within sixty days of
23 the start of the calendar year. Failure to obtain such confirmation
24 within the sixty-day period shall cause the charter commission to expire
25 and nullify all appointments to such commission as well as any proposed
26 revisions to the city charter or any new proposed charter.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 (c) In the event that a mayor first assumes office between November
2 fourth, two thousand twenty-five and the effective date of paragraph (b)
3 of this subdivision, the continued existence of the charter commission
4 and appointments to the commission as provided in paragraph (b) of this
5 subdivision shall be dependent on confirmation by the mayor within sixty
6 days of the effective date of paragraph (b) of this subdivision. Failure
7 to obtain such confirmation within the sixty-day period shall cause the
8 charter commission to expire and nullify all appointments to such
9 commission as well as any proposed revisions to the city charter or any
10 new proposed charter.

11 § 3. This act shall take effect immediately and shall be deemed to
12 have been in effect on and after November 4, 2025, and shall apply to
13 any charter commission created for which a certificate of appointment
14 was filed after November 4, 2025; provided, however, that paragraph (c)
15 of subdivision 4 of section 36 of the municipal home rule law as added
16 by section two of this act shall expire and be deemed repealed one year
17 after the effective date of this act.