

# STATE OF NEW YORK

10789

## IN ASSEMBLY

April 1, 2026

Introduced by M. of A. GANDOLFO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to voting by the senate on nominations of the governor

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

1 Section 1. Section 7 of the public officers law, as amended by chapter  
2 230 of the laws of 1949, is amended to read as follows:  
3 § 7. Appointment by the governor and senate. 1. An appointment to an  
4 office by the governor by and with the advice and consent of the senate,  
5 shall be made by communicating to the senate, while in session, a writ-  
6 ten nomination of a person for the office, designating the residence of  
7 the nominee, and if nominated to be an officer of a political subdivi-  
8 sion of the state, designating also such subdivision, and if nominating  
9 two or more persons to the same office for different terms, designating  
10 the term for which each is nominated. If such nomination be of a succes-  
11 sor to a predecessor in the same office, it may be made and acted upon  
12 by the senate after the expiration of the term or occurrence of a vacan-  
13 cy in the office of such predecessor, or at any time during the legisla-  
14 tive session of the calendar year in which the term of office of such  
15 predecessor shall expire or in which the office shall become vacant. If  
16 the appointment be made before the expiration of the term of such prede-  
17 cessor, the term of office of the appointee shall commence upon the  
18 expiration of the term of such predecessor, or if made to fill a vacan-  
19 cy, upon the occurrence of such vacancy, or immediately if a vacancy  
20 already [~~exist~~] exists. If the senate shall reject such nomination, the  
21 secretary of the senate shall forthwith communicate, by writing, signed  
22 by [~~him~~] the secretary and by the president of the senate, to the gover-  
23 nor the fact of such rejection. If the senate shall confirm such nomi-  
24 nation the appointment shall be deemed complete, and thereupon duplicate  
25 certificates of the confirmation shall be made and signed by the presi-  
26 dent and secretary of the senate, who shall cause one to be delivered to  
27 the governor and the other to the secretary of state, who shall record

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

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1 the same in [~~his~~] the secretary's office in a book kept for that  
2 purpose.

3 2. Each appointment subject to this section shall be voted on individ-  
4 ually; nominations may not be considered, confirmed or rejected as a  
5 slate or group. All votes shall be conducted with a roll call vote with  
6 each senator's vote noted on the record.

7 § 2. This act shall take effect on the sixtieth day after it shall  
8 have become a law and shall apply to nominations made on and after such  
9 effective date. Effective immediately, the addition, amendment and/or  
10 repeal of any rule or regulation necessary for the implementation of  
11 this act on its effective date are authorized to be made and completed  
12 on or before such effective date.