S T A T E O F N E W Y O R K

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I N A S S E M B L Y

May 25, 2010

Introduced by M. of A. KOLB, CALHOUN, CONTE, J. MILLER, REILICH, SAYWARD -- Multi-Sponsored by -- M. of A. ALFANO, BACALLES, BALL, BARCLAY, BARRA, BURLING, BUTLER, CASTELLI, CROUCH, DUPREY, ERRIGO, FINCH, FITZPATRICK, GIGLIO, HAWLEY, JORDAN, McDONOUGH, McKEVITT, MOLINARO, MONTESANO, OAKS, O'MARA, RABBITT, SALADINO, SCOZZAFAVA, TEDISCO, TOBACCO, TOWNSEND -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to authorizing the governor to appoint the commissioner of education

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

Section 1. Section 302 of the education law is amended to read as follows:

S 302. How chosen. The commissioner of education shall be [elected by a majority vote of the regents] APPOINTED BY THE GOVERNOR, BY AND WITH THE ADVICE AND CONSENT OF THE SENATE. Residence without the state of New York shall not disqualify him OR HER from [election] APPOINTMENT.

S 2. Section 303 of the education law is amended to read as follows:

S 303. Term of office. The commissioner of education shall serve during the pleasure of the [board of regents] GOVERNOR.

S 3. 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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