

4069

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 29, 2009

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Introduced by M. of A. THIELE, WALKER -- read once and referred to the  
Committee on Corporations, Authorities and Commissions

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 4 of article 5 of the constitution, in  
relation to election of public service commissioners

1     Section 1. Resolved (if the Senate concur), That section 4 of article  
2     5 of the constitution be amended to read as follows:  
3     S 4. The head of the department of audit and control shall be the  
4     comptroller and of the department of law, the attorney-general. The head  
5     of the department of education shall be The Regents of the University of  
6     the State of New York, who shall appoint and at pleasure remove a  
7     commissioner of education to be the chief administrative officer of the  
8     department. The head of the department of agriculture and markets shall  
9     be appointed in a manner to be prescribed by law. THE COMMISSIONERS OF  
10    PUBLIC SERVICE SHALL BE ELECTED IN A MANNER TO BE PRESCRIBED BY LAW.  
11    Except as otherwise provided in this constitution, the heads of all  
12    other departments and the members of all boards and commissions, except-  
13    ing temporary commissions for special purposes, shall be appointed by  
14    the governor by and with the advice and consent of the senate and may be  
15    removed by the governor, in a manner to be prescribed by law.  
16    S 2. Resolved (if the Senate concur), That the foregoing amendment be  
17    referred to the first regular legislative session convening after the  
18    next succeeding general election of members of the assembly, and, in  
19    conformity with section 1 of article 19 of the constitution, be  
20    published for 3 months previous to the time of such election.

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

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