

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

(PREFILED)

January 6, 2010

Introduced by M. of A. SCHIMMINGER, PAULIN, LANCMAN, FIELDS, GABRYSZAK, DelMONTE, CASTRO, JAFFEE, SKARTADOS -- Multi-Sponsored by -- M. of A. GIBSON, MAYERSOHN, TOWNS -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to the appointment of a lieutenant-governor

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

- 1 Section 1. Section 43 of the public officers law, as renumbered by
2 chapter 649 of the laws of 1922, is amended to read as follows:
3 S 43. Filling other vacancies. 1. If a vacancy shall occur, otherwise
4 than by expiration of term, with no provision of law for filling the
5 same, if the office be elective, the governor shall appoint a person to
6 execute the duties thereof until the vacancy shall be filled by an
7 election. But if the term of such officer shall expire with the calendar
8 year in which the appointment shall be made, or if the office be appoin-
9 tive, the appointee shall hold for the residue of the term.
10 2. IN THE CASE OF A VACANCY IN THE OFFICE OF THE LIEUTENANT-GOVERNOR,
11 THE GOVERNOR SHALL NOMINATE A LIEUTENANT-GOVERNOR WHO SHALL TAKE OFFICE
12 UPON CONFIRMATION BY SEPARATE MAJORITY VOTES IN EACH HOUSE OF THE STATE
13 LEGISLATURE.
14 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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