

3619

2011-2012 Regular Sessions

I N A S S E M B L Y

January 26, 2011

Introduced by M. of A. CLARK, COLTON, KAVANAGH -- Multi-Sponsored by --
M. of A. GALEF, GOTTFRIED, PAULIN -- read once and referred to the
Committee on Election Law

AN ACT to amend the public officers law, in relation to the time for
setting a special election

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

1 Section 1. Subdivision 3 of section 42 of the public officers law, as
2 amended by chapter 105 of the laws of 1943, is amended to read as
3 follows:
4 3. Upon the failure to elect to any office, except that of governor or
5 lieutenant-governor, at a general or special election, at which such
6 office is authorized to be filled, or upon the death or disqualification
7 of a person elected to office before the commencement of his official
8 term, or upon the occurrence of a vacancy in any elective office which
9 cannot be filled by appointment for a period extending to or beyond the
10 next general election at which a person may be elected thereto, the
11 governor may in his discretion make proclamation of a special election
12 to fill such office, specifying the district or county in which the
13 election is to be held, and the day thereof, which shall be not less
14 than [thirty] FIFTY nor more than [forty] SIXTY days from the date of
15 the proclamation.
16 S 2. This act shall take effect immediately.

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

LBD06542-01-1