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

3607

2011-2012 Regular Sessions

I N A S S E M B L Y

January 26, 2011

Introduced by M. of A. SCHIMMINGER, PAULIN, LANCMAN, GABRYSZAK, CASTRO, JAFFEE -- 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:

Section 1. Section 43 of the public officers law, as renumbered by chapter 649 of the laws of 1922, is amended to read as follows:

S 43. Filling other vacancies. 1. If a vacancy shall occur, otherwise than by expiration of term, with no provision of law for filling the same, if the office be elective, the governor shall appoint a person to execute the duties thereof until the vacancy shall be filled by an election. But if the term of such officer shall expire with the calendar year in which the appointment shall be made, or if the office be appointive, the appointee shall hold for the residue of the term.

2. IN THE CASE OF A VACANCY IN THE OFFICE OF THE LIEUTENANT-GOVERNOR, THE GOVERNOR SHALL NOMINATE A LIEUTENANT-GOVERNOR WHO SHALL TAKE OFFICE UPON CONFIRMATION BY SEPARATE MAJORITY VOTES IN EACH HOUSE OF THE STATE LEGISLATURE.

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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