

2855

2013-2014 Regular Sessions

I N   A S S E M B L Y

January 18, 2013

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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 4 of the laws of 2011, is amended to read as follows:  
3     3. Upon the failure to elect to any office, except that of governor or  
4     lieutenant-governor, at a general or special election, at which such  
5     office is authorized to be filled, or upon the death or disqualification  
6     of a person elected to office before the commencement of his or her  
7     official term, or upon the occurrence of a vacancy in any elective  
8     office which cannot be filled by appointment for a period extending to  
9     or beyond the next general election at which a person may be elected  
10    thereto, the governor may in his or her discretion make proclamation of  
11    a special election to fill such office, specifying the district or coun-  
12    ty in which the election is to be held, and the day thereof, which shall  
13    be not less than [seventy] FIFTY nor more than [eighty] SIXTY days from  
14    the date of the proclamation.  
15    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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