STATE OF NEW YORK

7407

2021-2022 Regular Sessions

IN ASSEMBLY

May 7, 2021

Introduced by M. of A. BURKE -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to prohibiting an assistant district attorney from running for certain public offices, unless such individual first resigns from current employment

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 3-c of the public officers law is amended by adding a new subdivision 3 to read as follows:

3. No assistant district attorney shall seek nomination or election to any compensated federal, state or local public office, other than the office of district attorney or a position as a judicial officer who is authorized to preside over a court of record, or shall become a candidate for such office, unless such individual first resigns from his or her public employment, or requests and is granted by their appointing authority a leave of absence without pay. Such resignation or leave must commence before such individual engages in any campaign activities, including but not limited to, announcing a candidacy, circulating petitions, soliciting contributions, distributing literature, or taking any other action to actively promote oneself as a candidate for elective office.

§ 2. This act shall take effect thirty days after it shall have become a law.

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

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