STATE OF NEW YORK

10789

IN ASSEMBLY

April 1, 2026

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

AN ACT to amend the public officers law, in relation to voting by the senate on nominations of the governor

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

Section 1. Section 7 of the public officers law, as amended by chapter 230 of the laws of 1949, is amended to read as follows:

§ 7. Appointment by the governor and senate. **1.** An appointment to an office by the governor by and with the advice and consent of the senate, shall be made by communicating to the senate, while in session, a written nomination of a person for the office, designating the residence of the nominee, and if nominated to be an officer of a political subdivision of the state, designating also such subdivision, and if nominating two or more persons to the same office for different terms, designating the term for which each is nominated. If such nomination be of a successor to a predecessor in the same office, it may be made and acted upon by the senate after the expiration of the term or occurrence of a vacancy in the office of such predecessor, or at any time during the legislative session of the calendar year in which the term of office of such predecessor shall expire or in which the office shall become vacant. If the appointment be made before the expiration of the term of such predecessor, the term of office of the appointee shall commence upon the expiration of the term of such predecessor, or if made to fill a vacancy, upon the occurrence of such vacancy, or immediately if a vacancy already [~~exist~~] **exists**. If the senate shall reject such nomination, the secretary of the senate shall forthwith communicate, by writing, signed by [~~him~~] **the secretary** and by the president of the senate, to the governor the fact of such rejection. If the senate shall confirm such nomination the appointment shall be deemed complete, and thereupon duplicate certificates of the confirmation shall be made and signed by the president and secretary of the senate, who shall cause one to be delivered to the governor and the other to the secretary of state, who shall record

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

LBD14354-01-6

the same in [~~his~~] **the secretary's** office in a book kept for that purpose.

2. Each appointment subject to this section shall be voted on individually; nominations may not be considered, confirmed or rejected as a slate or group. All votes shall be conducted with a roll call vote with each senator's vote noted on the record.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law and shall apply to nominations made on and after such effective date. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.