

2317

2013-2014 Regular Sessions

I N   S E N A T E

January 15, 2013

---

Introduced by Sen. DeFRANCISCO -- read twice and ordered printed, and  
when printed to be committed to the Committee on Elections

AN ACT to amend the election law, in relation to party nominations for  
candidates for county office

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

1     Section 1. The election law is amended by adding a new section 6-109  
2     to read as follows:  
3     S 6-109. PARTY NOMINATIONS; COUNTIES. 1. PARTY DESIGNATION OF A CANDI-  
4     DATE FOR NOMINATION FOR ANY OFFICE TO BE FILLED BY THE VOTERS OF THE  
5     ENTIRE COUNTY SHALL BE MADE BY THE COUNTY COMMITTEE, IF THE PARTY RULES  
6     OF SUCH COUNTY SO PROVIDE.  
7     2. THE COUNTY COMMITTEE SHALL MAKE SUCH DESIGNATION BY MAJORITY VOTE.  
8     THE PERSON RECEIVING THE MAJORITY VOTE SHALL BE THE PARTY'S DESIGNATED  
9     CANDIDATE FOR NOMINATION. UPON THE VOTE FOR SUCH DESIGNATION, EACH  
10    MEMBER OF THE COUNTY COMMITTEE SHALL BE ENTITLED TO CAST A NUMBER OF  
11    VOTES WHICH SHALL BE IN ACCORDANCE WITH THE RATIO WHICH THE NUMBER OF  
12    VOTES FOR THE PARTY CANDIDATE FOR GOVERNOR ON THE LINE OR COLUMN OF THE  
13    PARTY AT THE LAST PRECEDING GENERAL STATE ELECTION IN THE UNIT OF REPRESENTATION  
14    SUCH MEMBER REPRESENTS BEARS TO THE TOTAL VOTE CAST ON SUCH  
15    LINE OR COLUMN AT SUCH ELECTION FOR SUCH CANDIDATE FOR GOVERNOR IN THE  
16    ENTIRE COUNTY. THE APPORTIONMENT OF SUCH VOTES AS SO PRESCRIBED SHALL BE  
17    DETERMINED BY THE RULES OF THE PARTY.  
18    3. ENROLLED MEMBERS OF THE PARTY MAY MAKE OTHER DESIGNATIONS BY PETITION  
19    FOR A MEMBER OF THE SAME PARTY.  
20    4. THE MEETING OF THE COUNTY COMMITTEE FOR THE PURPOSE OF DESIGNATING  
21    CANDIDATES SHALL BE HELD NOT EARLIER THAN TWENTY-ONE DAYS BEFORE THE  
22    FIRST DAY TO SIGN DESIGNATING PETITIONS AND NOT LATER THAN THE FIRST DAY  
23    TO SIGN DESIGNATING PETITIONS FOR THE PRIMARY ELECTION.  
24    5. WITHIN FOUR DAYS AFTER SUCH MEETING, THE COUNTY COMMITTEE SHALL  
25    FILE WITH THE COUNTY BOARD OF ELECTIONS:

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

LBD01641-01-3

1 (A) THE NAMES OF THE PERSONS WHO HAVE RECEIVED THE DESIGNATION OF THE  
2 COUNTY COMMITTEE AND THE OFFICES FOR WHICH DESIGNATED; AND

3 (B) THE NAMES OF THE PERSONS SELECTED BY THE COMMITTEE TO FILL VACAN-  
4 CIES OR A CERTIFIED COPY OF THE PARTY RULE EMPOWERING SUCH COMMITTEE TO  
5 FILL VACANCIES.

6 6. NO PERSON MAY BE DESIGNATED BY A COUNTY COMMITTEE FOR MORE THAN ONE  
7 OFFICE PURSUANT TO THE PROVISIONS OF THIS SECTION.

8 7. PARTY DESIGNATION OF A CANDIDATE FOR ANY OFFICE CONTAINED WITHIN A  
9 COUNTY SHALL BE DESIGNATED BY THE COUNTY COMMITTEE MEMBERS REPRESENTING  
10 THE POLITICAL SUBDIVISION OF SUCH OFFICE, IF THE PARTY RULES OF SUCH  
11 COUNTY SO PROVIDE.

12 8. A CANDIDATE FOR OFFICE FROM A DISTRICT WHICH CROSSES COUNTY LINES  
13 SHALL BE DESIGNATED BY THE COUNTY COMMITTEE MEMBERS FROM SUCH DISTRICT  
14 IF THE RULES OF THE COUNTY COMMITTEES OF EACH SUCH COUNTY SHALL ALL SO  
15 PROVIDE.

16 S 2. This act shall take effect on the ninetieth day after it shall  
17 have become a law.