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

7077

I N S E N A T E

March 22, 2016

Introduced by Sen. AKSHAR -- 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 special ballots for board of elections employees

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

Section 1. Section 11-302 of the election law, as amended by chapter 163 of the laws of 2010, is amended to read as follows:

S 11-302. Special ballots for board of election employees. A person who is an employee of the board of elections or who has been appointed to serve as an inspector of elections, poll clerk or election coordinator at a polling place other than the one at which he or she is registered to vote, may deliver to the inspectors of election of the election district in which he or she is registered, or to the board of elections, at any time during the period in which an application for an absentee ballot may be so delivered pursuant to the provisions of this chapter, a written statement that he or she will be unable to appear at the polling place for such election district on the day of an election because his or her duties as an employee of such board or as an inspector, poll clerk or election coordinator require him or her to be elsewhere. The board of elections shall provide such voter a special ballot [not earlier than two weeks before the election and not later than] ANY TIME PRIOR TO the close of the polls on election day AND MAKE BALLOTS AVAILABLE AT THE BOARD OF ELECTIONS OR AT ANY TRAINING SESSIONS FOR ELECTION EMPLOYEES AND APPOINTEES, PROVIDED HOWEVER THAT THE AVAILABILITY AND DISTRIBUTION OF SUCH BALLOTS TO SUCH VOTERS SHALL BE TIMED TO AFFORD SUCH VOTERS SUFFICIENT TIME TO CAST SUCH BALLOTS PRIOR TO THE CLOSE OF THE POLLS ON ELECTION DAY. Such [cast ballots may be delivered to an office of such board of elections or to any board of inspectors not later than the close of the polls on election day] BALLOTS SHALL BE VOTED IN THE OFFICES OF THE BOARD OF ELECTIONS, AND RETURNED TO THE BOARD ON THE DAY THEY ARE ISSUED. FOR THE PURPOSES OF THIS CHAPTER, THE OFFICES OF THE BOARD OF ELECTIONS SHALL INCLUDE ANY FACILITY UTILIZED FOR THE TRAINING OF ELECTIONS INSPECTORS AND OTHER ELECTION DAY PERSONNEL. Such ballots shall be retained at the board of elections and cast and canvassed pursuant to the provisions of section 9-209 of this chapter.

S 2. This act shall take effect immediately.

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

LBD06315-03-5