

STATE OF NEW YORK

1385--A

Cal. No. 226

2019-2020 Regular Sessions

IN ASSEMBLY

January 15, 2019

Introduced by M. of A. PERRY, JACOBSON -- Multi-Sponsored by -- M. of A. ORTIZ -- read once and referred to the Committee on Election Law -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the election law, in relation to the notice of the days and hours for voting in primary and general elections

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

1 Section 1. Subdivision 1 of section 4-117 of the election law, as
2 separately amended by chapters 3 and 5 of the laws of 2019, is amended
3 to read as follows:

4 1. The board of elections, not less than sixty-five days nor more than
5 seventy days before the primary election in each year, shall send by
6 mail on which is endorsed such language designated by the state board of
7 elections to ensure postal authorities do not forward such mail but
8 return it to the board of elections with forwarding information, when it
9 cannot be delivered as addressed and which contains a request that any
10 such mail received for persons not residing at the address be dropped
11 back in the mail, a communication, in a form approved by the state board
12 of elections, to every registered voter who has been registered without
13 a change of address since the beginning of such year, except that the
14 board of elections shall not be required to send such communications to
15 voters in inactive status. The communication shall notify the voter in
16 bold print of at least sixteen point font contained in such notice of
17 the days and hours of the ensuing primary and general elections, the
18 place where he or she appears by his or her registration records to be
19 entitled to vote, and also in other than bold type of the fact that
20 voters who have moved or will have moved from the address where they
21 were last registered must either notify the board of elections of his or
22 her new address or vote by paper ballot at the polling place for his or
23 her new address even if such voter has not re-registered, or otherwise

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

LBD06676-02-9

1 notified the board of elections of the change of address. If the primary
2 will not be held on the first Tuesday after the second Monday in Septem-
3 ber, the communication shall contain a conspicuous notice in all capital
4 letters and bold font notifying the voter of the primary date. If the
5 location of the polling place for the voter's election district has been
6 moved, the communication shall contain the following legend in bold
7 type: "YOUR POLLING PLACE HAS BEEN CHANGED. YOU NOW VOTE AT.....".
8 The communication shall also indicate whether the polling place is
9 accessible to physically disabled voters, that a voter who will be out
10 of the city or county on the day of the primary or general election or a
11 voter who is ill or physically disabled may obtain an absentee ballot,
12 that a physically disabled voter whose polling place is not accessible
13 may request that his registration record be moved to an election
14 district which has a polling place which is accessible, the phone number
15 to call for applications to move a registration record or for absentee
16 ballot applications, the phone number to call for the location of regis-
17 tration and polling places, the phone number to call to indicate that
18 the voter is willing to serve on election day as an election inspector,
19 poll clerk, interpreter or in other capacities, the phone number to call
20 to obtain an application for registration by mail, and such other infor-
21 mation concerning the elections or registration as the board may
22 include. In lieu of sending such communication to every registered
23 voter, the board of elections may send a single communication to a
24 household containing more than one registered voter, provided that the
25 names of all such voters appear as part of the address on such communi-
26 cation.

27 § 2. This act shall take effect on the first of December next succeed-
28 ing the date on which it shall have become a law.