STATE OF NEW YORK

347--A

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

Introduced by M. of A. PAULIN, REYES, RIVERA, SAYEGH, SIMON, DeSTEFANO, BRABENEC -- read once and referred to the Committee on Election Law -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to empowering the commissioner of a board of elections to order certain audits upon a finding of discrepancies

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

Section 1. This act shall be known and may be cited as the "election commissioner authorization act of New York (ECAA)".

§ 2. Subdivision 4 of section 9-211 of the election law, as amended by chapter 763 of the laws of 2021, is amended to read as follows:

4. The state board of elections shall, in accordance with subdivision four of section 3-100 of this chapter, promulgate regulations establishing a uniform statewide standard to be used by boards of elections to determine when a discrepancy between the audit tallies and the voting machine or system tallies shall require a further voter verifiable record audit of additional voting machines or systems or a complete audit of all machines or systems within the jurisdiction of a board of elections. Any commissioner of a board of elections shall be empowered to order that any such audit shall be conducted whenever any such discrepancy exists and shall also be empowered to order an audit of a particular contest.

§ 3. This act shall take effect immediately.

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

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