

STATE OF NEW YORK

4423--A

2025-2026 Regular Sessions

IN ASSEMBLY

February 4, 2025

Introduced by M. of A. DILAN -- 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 education law and the town law, in relation to clarifying that individuals have the ability to vote by absentee ballot where their maximum sentence of imprisonment has expired

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

1 Section 1. Paragraph b of subdivision 5 of section 2018-a of the
2 education law, as amended by section 8 of part LL of chapter 56 of the
3 laws of 2010, is amended to read as follows:

4 b. On the reverse side of such envelope shall be printed the following
5 statement:

6 STATEMENT OF ABSENTEE VOTER

7 I do declare that I am a citizen of the United States, and will be at
8 least eighteen years of age, on the date of the school district
9 election; that I will have been a resident of this state and of the
10 school district and school election district, if any, shown on the
11 reverse side of this envelope for thirty days next preceding the said
12 election and duly registered in the school district and school election
13 district, if any, shown on the reverse side of this envelope and that I
14 am or on such date will be, a qualified voter of said school district;
15 that I will be unable to appear personally on the day of said school
16 district election at the polling place of the said district in which I
17 am or will be a qualified voter because of the reason stated on my
18 application heretofore submitted; that I have not qualified, or do I
19 intend to vote, elsewhere than as set forth on the reverse side of this
20 envelope; that I have not received or offered, do not expect to receive,
21 have not paid, offered or promised to pay, contributed, offered or prom-

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

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1 ised to contribute to another to be paid or used, any money or other
 2 valuable thing, as a compensation or reward for the giving or withhold-
 3 ing of a vote at this school district election, and have not made any
 4 promise to influence the giving or withholding of any such votes; that I
 5 have not made or become directly or indirectly interested in any bet or
 6 wager depending upon the result of this school district election; and
 7 that I have not been convicted of bribery or any infamous crime, or, if
 8 so convicted, that I have been pardoned or restored to all the rights of
 9 a citizen, without restriction as to the right of suffrage, or received
 10 a certificate of relief from disabilities or a certificate of good
 11 conduct pursuant to article twenty-three of the correction law removing
 12 my disability to register and vote or my maximum sentence of imprison-
 13 ment has expired.

14 I hereby declare that the foregoing is a true statement to the best of
 15 my knowledge and belief, and I understand that if I make any material
 16 false statement in the foregoing statement of absentee voter, I shall be
 17 guilty of a misdemeanor.

18 Date.....Signature of Voter

19 § 2. Paragraph b of subdivision 6 of section 2018-b of the education
 20 law, as amended by section 9 of part LL of chapter 56 of the laws of
 21 2010, is amended to read as follows:

22 b. On the reverse side of such envelope shall be printed the following
 23 statement:

24 STATEMENT OF ABSENTEE VOTER

25 I do declare that I am a citizen of the United States, and will be at
 26 least eighteen years of age on the date of the school district election;
 27 that I will have been a resident of this state and of the school
 28 district and school election district, if any, shown on the reverse side
 29 of this envelope for thirty days next preceding the said election and
 30 that I am or on such date will be, a qualified voter of said school
 31 district; that I will be unable to appear personally on the day of said
 32 school district election at the polling place of the said district in
 33 which I am or will be a qualified voter because of the reason stated on
 34 my application heretofore submitted; that I have not qualified, or do I
 35 intend to vote, elsewhere than as set forth on the reverse side of this
 36 envelope; that I have not received or offered, do not expect to receive,
 37 have not paid, offered or promised to pay, contributed, offered or prom-
 38 ised to contribute to another to be paid or used, any money or other
 39 valuable thing, as a compensation or reward for the giving or withhold-
 40 ing of a vote at this school district election, and have not made any
 41 promise to influence the giving or withholding of any such votes; that I
 42 have not made or become directly or indirectly interested in any bet or
 43 wager depending upon the result of this school district election; and
 44 that I have not been convicted of bribery or any infamous crime, or, if
 45 so convicted, that I have been pardoned or restored to all the rights of
 46 a citizen, without restriction as to the right of suffrage, or have
 47 received a certificate of relief from disabilities or a certificate of
 48 good conduct pursuant to article twenty-three of the correction law
 49 removing my disability to vote or my maximum sentence of imprisonment
 50 has expired.

1 I hereby declare that the foregoing is a true statement to the best of
2 my knowledge and belief, and I understand that if I make any material
3 false statement in the foregoing statement of absentee voter, I shall be
4 guilty of a misdemeanor.

5 Date.....Signature of Voter

6 § 3. Paragraph b of subdivision 5 of section 84-a of the town law, as
7 amended by section 10 of part LL of chapter 56 of the laws of 2010, is
8 amended to read as follows:

9 b. On the reverse side of such envelope shall be printed the following
10 statement:

11 STATEMENT OF ABSENTEE VOTER

12 I do declare that I will have been a citizen of the United States for
13 thirty days, and will be at least eighteen years of age, on the date of
14 the special town election; that I will have been a resident of this
15 state and of the town shown on the reverse side of this envelope for
16 thirty days next preceding the said election; that I am or on such date
17 will be, a registered voter of said town; that I will be unable to
18 appear personally on the day of said special town election at the poll-
19 ing place of the election district in which I am or will be a qualified
20 voter because of the reason stated on my application heretofore submit-
21 ted; that I have not qualified, or do I intend to vote, elsewhere than
22 as set forth on the reverse side of this envelope; that I have not
23 received or offered, do not expect to receive, have not paid, offered or
24 promised to pay, contributed, offered or promised to contribute to
25 another to be paid or used, any money or other valuable thing, as a
26 compensation or reward for the giving or withholding of a vote at this
27 special town election, and have not made any promise to influence the
28 giving or withholding of any such votes; that I have not made or become
29 directly or indirectly interested in any bet or wager depending upon the
30 result of this special town election; and that I have not been convicted
31 of bribery or any infamous crime, or, if so convicted, that I have been
32 pardoned or restored to all the rights of a citizen, without restriction
33 as to the right of suffrage, or received a certificate of relief from
34 disabilities or a certificate of good conduct pursuant to article twen-
35 ty-three of the correction law removing my disability to register and
36 vote or my maximum sentence of imprisonment has expired.

37 I hereby declare that the foregoing is a true statement to the best of
38 my knowledge and belief, and I understand that if I make any material
39 false statement in the foregoing statement of absentee voter, I shall be
40 guilty of a misdemeanor.

41 Date..... Signature of Voter.....

42 § 4. Paragraph b of subdivision 5 of section 175-b of the town law, as
43 amended by section 11 of part LL of chapter 56 of the laws of 2010, is
44 amended to read as follows:

45 b. On the reverse side of such envelope shall be printed the follow-
46 ing statement:

47 STATEMENT OF ABSENTEE VOTER

48 I do declare that I will have been a citizen of the United States for
49 thirty days, and will be at least eighteen years of age, on the date of
50 the district election; that I will have been a resident of this state
51 and of the district if any, shown on the reverse side of this envelope
52 for thirty days next preceding the said election and that I am or on
53 such date will be, a registered voter of said district; that I will be
54 unable to appear personally on the day of said district election at the

1 polling place of the said district in which I am or will be a qualified
 2 voter because of the reason stated on my application heretofore submit-
 3 ted; that I have not qualified, or do I intend to vote, elsewhere than
 4 as set forth on the reverse side of this envelope; that I have not
 5 received or offered, do not expect to receive, have not paid, offered or
 6 promised to pay, contributed, offered or promised to contribute to
 7 another to be paid or used, any money or other valuable thing, as a
 8 compensation or reward for the giving or withholding of a vote at this
 9 district election, and have not made any promise to influence the giving
 10 or withholding of any such votes; that I have not made or become direct-
 11 ly or indirectly interested in any bet or wager depending upon the
 12 result of this district election; and that I have not been convicted of
 13 bribery or any infamous crime, or, if so convicted, that I have been
 14 pardoned or restored to all the rights of a citizen, without restriction
 15 as to the right of suffrage, or received a certificate of relief from
 16 disabilities or a certificate of good conduct pursuant to article twen-
 17 ty-three of the correction law removing my disability to register and
 18 vote or my maximum sentence of imprisonment has expired.

19 I hereby declare that the foregoing is a true statement to the best of
 20 my knowledge and belief, and I understand that if I make any material
 21 false statement in the foregoing statement of absentee voter, I shall be
 22 guilty of a misdemeanor.

23 Date.....Signature of Voter.....

24 § 5. Paragraph b of subdivision 5 of section 213-b of the town law, as
 25 amended by section 12 of part LL of chapter 56 of the laws of 2010, is
 26 amended to read as follows:

27 b. On the reverse side of such envelope shall be printed the follow-
 28 ing statement:

29 STATEMENT OF ABSENTEE VOTER

30 I do declare that I will have been a citizen of the United States for
 31 thirty days, and will be at least eighteen years of age, on the date of
 32 the district election; that I will have been a resident of this state
 33 and of the district if any, shown on the reverse side of this envelope
 34 for thirty days next preceding the said election and that I am or on
 35 such date will be, a registered voter of said district; that I will be
 36 unable to appear personally on the day of said district election at the
 37 polling place of the said district in which I am or will be a qualified
 38 voter because of the reason stated on my application heretofore submit-
 39 ted; that I have not qualified, or do I intend to vote, elsewhere than
 40 as set forth on the reverse side of this envelope; that I have not
 41 received or offered, do not expect to receive, have not paid, offered or
 42 promised to pay, contributed, offered or promised to contribute to
 43 another to be paid or used, any money or other valuable thing, as a
 44 compensation or reward for the giving or withholding of a vote at this
 45 district election, and have not made any promise to influence the giving
 46 or withholding of any such votes; that I have not made or become direct-
 47 ly or indirectly interested in any bet or wager depending upon the
 48 result of this district election; and that I have not been convicted of
 49 bribery or any infamous crime, or, if so convicted, that I have been
 50 pardoned or restored to all the rights of a citizen, without restriction
 51 as to the right of suffrage, or received a certificate of relief from
 52 disabilities or a certificate of good conduct pursuant to article twen-
 53 ty-three of the correction law removing my disability to register and
 54 vote or my maximum sentence of imprisonment has expired.

1 I hereby declare that the foregoing is a true statement to the best of
2 my knowledge and belief, and I understand that if I make any material
3 false statement in the foregoing statement of absentee voter, I shall be
4 guilty of a misdemeanor.

5 Date..... Signature of Voter

6 § 6. This act shall take effect immediately.