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

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I N A S S E M B L Y

April 2, 2010

Introduced by M. of A. TEDISCO -- Multi-Sponsored by -- M. of A. KOLB, SPANO, THIELE -- read once and referred to the Committee on Election Law

AN ACT to amend the election law and the legislative law, in relation to use of a person's e-mail address

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

Section 1. Paragraph (k) of subdivision 5 of section 5-210 of the election law is amended by adding a new subparagraph (xiii) to read as follows:

(XIII) THE E-MAIL ADDRESS OF THE APPLICANT (OPTIONAL) FOLLOWED BY A BOX, A CHECK MARK IN WHICH, MADE BY THE REGISTRANT INDICATES THAT HE OR SHE AGREES TO HAVE GENERAL, BUT NOT PERSON-SPECIFIC CORRESPONDENCE OR NEWSLETTERS FROM MEMBERS OF THE STATE LEGISLATURE SENT ELECTRONICALLY TO SUCH ADDRESS IN LIEU OF BY REGULAR MAIL.

S 2. The election law is amended by adding a new section 8-301 to read as follows:

S 8-301. REGISTRATION POLL RECORD; USE OF E-MAIL ADDRESS. REGISTRATION POLL RECORD; FORM TO UTILIZE E-MAIL ADDRESS AT THE FIRST GENERAL ELECTION OCCURRING ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, AND AT EACH GENERAL ELECTION HELD THEREAFTER, THE BOARD OF ELECTIONS SHALL PREPARE AND ATTACH THERETO OR ACCOMPANY WITH EACH REGISTRATION POLL RECORD WITH A SPECIAL FORM WHEREIN THE VOTER MAY INDICATE BY CHECKING THE APPROPRIATE BOX AND INSERTING IMMEDIATELY ADJACENT THERETO, HIS OR HER E-MAIL ADDRESS, INDICATING THAT SUCH PERSON AGREES TO HAVE GENERAL BUT NOT PERSON-SPECIFIC CORRESPONDENCE OR NEWSLETTERS FROM MEMBERS OF THE STATE LEGISLATURE SENT ELECTRONICALLY TO SUCH ADDRESS IN LIEU OF BY REGULAR MAIL.

S 3. The legislative law is amended by adding a new section 32-b to read as follows:

S 32-B. NEWSLETTERS AND MAILINGS. NEWSLETTERS AND MAILINGS TO BE MADE ELECTRONICALLY IN ANY CASE WHERE A PERSON HAS INDICATED THAT HE OR SHE AGREES TO RECEIVE ANY CORRESPONDENCE OR NEWSLETTERS FROM A MEMBER OF THE LEGISLATURE VIA E-MAIL, AS PROVIDED FOR IN SUBPARAGRAPH (XIII) OF PARA-

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

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GRAPH (K) OF SUBDIVISION FIVE OF SECTION 5-210 OR SECTION 8-301 OF THE ELECTION LAW, SUCH MAILING SHALL BE MADE IN THAT MANNER AND SHALL NOT BE MAILED TO SUCH PERSON BY REGULAR MAIL.

S 4. This act shall take effect immediately, provided that section three of this act shall take effect January 1, 2011.