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

2110

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. BENJAMIN -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to absentee ballot application deadline and form of request

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

Section 1. Paragraphs (c) and (d) of subdivision 2 of section 8-400 of the election law, paragraph (c) as amended by chapter 321 of the laws of 1988 and paragraph (d) as added by chapter 216 of the laws of 1988, are amended to read as follows:

(c) All applications must be [mailed to] *RECEIVED BY* the board of elections not later than the [seventh] day before the election for which a ballot is first requested [or delivered to such board not later than the day before such election].

(d) The board of elections shall mail an absentee ballot to every qualified voter otherwise eligible for such a ballot, who requests such an absentee ballot from such board of elections in [a letter] *WRITING, INCLUDING, BUT NOT LIMITED TO, A LETTER, TELEFAX, OR OTHER WRITTEN INSTRUMENT,* which is signed by the voter and received by the board of elections not earlier than the thirtieth day nor later than the [seventh] day before the election for which the ballot is first requested and which states the address where the voter is registered and the address to which the ballot is to be mailed. The board of elections shall enclose with such ballot a form of application for absentee ballot.

S 2. 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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