

2482

2009-2010 Regular Sessions

I N A S S E M B L Y

January 16, 2009

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

AN ACT to amend the election law, in relation to the appointment of commissioners of elections

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

1 Section 1. Subdivision 4 of section 3-204 of the election law, as
2 amended by chapter 455 of the laws of 1984, is amended to read as
3 follows:
4 4. Commissioners of [election] ELECTIONS shall be appointed by the
5 county legislative body, or in the city of New York, by the city council.
6 Provided, however, that [if a legislative body shall fail to
7 appoint any person recommended by a party for appointment as a commissioner
8 pursuant to this section, within thirty days after the filing of
9 a certificate of recommendation with such legislative body, then the
10 members of such legislative body who are members of the political party
11 which filed such certificate may appoint such person. If none of the
12 persons named in any of the certificates filed by a party are so
13 appointed within sixty days after the filing of any such certificate,
14 then such party may file another certificate within thirty days after
15 the expiration of any such sixty day period recommending a different
16 person for such appointment. If a party fails to file a certificate
17 within the time prescribed by this section, the members of the legislative
18 body who are members of such party may appoint any eligible person
19 to such office] THE LEGISLATIVE BODY SHALL AUTOMATICALLY APPROVE ANY
20 RECOMMENDATIONS FOR COMMISSIONERS OF ELECTIONS BY A PARTY.
21 S 2. This act shall take effect immediately.

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

LBD01585-01-9