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

5945

2009-2010 Regular Sessions

I N A S S E M B L Y

February 23, 2009

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

AN ACT to amend the election law, in relation to the qualifications taken into account for determining the minimum number of voting machines used in polling places

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

Section 1. Subdivision 2 of section 7-203 of the election law, as amended by chapter 180 of the laws of 2005, is amended to read as follows:

2. Notwithstanding any provision of law to the contrary, the state board of elections shall establish, in accordance with subdivision four of section 3-100 of this chapter, for each election, the minimum number of voting machines required in each polling place and the maximum number of voters that can vote on one voting machine. Such minimum number of voting machines shall be based on the voting machine in use, taking into account machine functionality and capability, INCLUDING THE ABILITY TO TABULATE MULTIPLE OFFICIAL BALLOTS and the need for efficient and orderly elections and, in the case of a general or special election, the number of registered voters, excluding voters in inactive status, in the election district or, in the case of a primary election, the number of enrolled voters, excluding voters in inactive status, therein.

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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