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

634

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DINOWITZ, PERRY, CANESTRARI -- Multi-Sponsored by -- M. of A. COLTON, SCARBOROUGH -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to presidential electors

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

Section 1. The election law is amended by adding a new section 12-103 to read as follows:

S 12-103. ELECTORAL COLLEGE; PLEDGE OF ELECTORS. ANY PERSON SELECTED BY A POLITICAL PARTY TO BE AN ELECTOR FOR PRESIDENT AND VICE PRESIDENT WHEN SELECTED SHALL SIGN A PLEDGE THAT, IF ELECTED, THE ELECTOR WILL VOTE IN THE ELECTORAL COLLEGE FOR THE CANDIDATE OF THE PARTY FOR PRESIDENT AND VICE PRESIDENT. THE FORM OF THE PLEDGE SHALL BE PRESCRIBED BY THE STATE BOARD OF ELECTIONS IN THE YEAR PRECEDING THE NOMINATING OF ELECTORS.

S 2. The election law is amended by adding a new section 12-105 to read as follows:

S 12-105. ELECTORAL COLLEGE; CASTING OF VOTES AS CERTIFIED. AN ELECTOR, UPON THE ELECTORAL COLLEGE BEING COMPLETE AS PROVIDED FOR IN SECTION 12-104 OF THIS ARTICLE, WHEN DISCHARGING THE DUTIES OF AN ELECTOR PURSUANT TO THE CONSTITUTION OR THE LAWS OF THE UNITED STATES OR THIS STATE SHALL CAST THE ELECTORAL VOTE FOR THE NOMINEES FOR PRESIDENT OR VICE PRESIDENT OF THE POLITICAL PARTY WHICH ELECTED SAID ELECTOR AND CERTIFIED THE ELECTOR AS A MEMBER OF THE ELECTORAL COLLEGE PURSUANT TO LAW.

S 3. This act shall take effect immediately.

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

LBD02575-01-9