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

7347--B

Cal. No. 489

2009-2010 Regular Sessions

I N A S S E M B L Y

March 31, 2009

Introduced by M. of A. GALEF, ENGLEBRIGHT, LUPARDO, J. RIVERA, PHEFFER, MAYERSOHN, FIELDS, GUNTHER, SCHROEDER, MARKEY, LAVINE, ESPAILLAT, LANCMAN, COLTON, CASTRO, DINOWITZ, THIELE, LIFTON, KAVANAGH -- Multi-Sponsored by -- M. of A. ABBATE, GABRYSZAK, JACOBS, JOHN, V. LOPEZ, MAGEE, McENENY, J. MILLER, MOLINARO, PEOPLES-STOKES, REILLY, TOWNS -- read once and referred to the Committee on Election Law -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the election law, in relation to making applications for absentee ballots

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

Section 1. Paragraph (d) of subdivision 2 of section 8-400 of the election law, as amended by chapter 165 of the laws of 2009, is amended to read as follows:

(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 WRITING IN a letter, TELEFAX INDICATING THE ADDRESS, PHONE NUMBER AND THE TELEFAX NUMBER FROM WHICH THE WRITING IS SENT 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; provided, however, a military voter may request a military ballot in a letter as provided in subdivision three of section 10-106 of this chapter; and provided further, a special federal voter may request a special federal ballot in a letter as provided in paragraph d of

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

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subdivision one of section 11-202 of this chapter. The board of elections shall enclose with such ballot a form of application for absentee ballot.

S 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to all elections or primaries conducted on or after such date. Effective immediately the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.