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

2109

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

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

AN ACT to amend the election law, in relation to providing for local registration of voters by boards of elections; and repealing certain provisions of such law relating thereto

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

Section 1. Section 5-202 of the election law is REPEALED and a new section 5-202 is added to read as follows:

S 5-202. LOCAL REGISTRATION; PROVISION FOR. 1. ANY BOARD OF ELECTIONS, AND IN THE CITY OF NEW YORK, THE BOARD OF ELECTIONS IN THE CITY OF NEW YORK, MAY BY RESOLUTION ADOPTED NOT LATER THAN THE FIRST OF JULY IN ANY YEAR, PROVIDE THAT EITHER A CENTRAL OR LOCAL BOARD OF INSPECTORS SHALL MEET FOR THE PURPOSE OF TAKING THE REGISTRATION OF VOTERS. IN SUCH RESOLUTION, THE BOARD OF ELECTIONS SHALL ESTABLISH THE DATE OR DATES, TIME OR TIMES, AND PLACE OR PLACES FOR CONDUCTING SUCH MEETING OR MEETINGS, WHICH SHALL BE UNIFORM THROUGHOUT THE COUNTY AND IN THE CITY OF NEW YORK, THROUGHOUT SUCH CITY.

2. LOCAL REGISTRATION CONDUCTED PURSUANT TO SUBDIVISION ONE OF THIS SECTION, SHALL ALWAYS BE RECEIVED EITHER BY TWO EMPLOYEES OF THE BOARD OF ELECTIONS SERVING AS A CENTRAL BOARD OF INSPECTORS OR TWO MEMBERS OF A LOCAL BOARD OF INSPECTORS; IN EACH INSTANCE, REPRESENTING THE TWO POLITICAL PARTIES, AS PROVIDED FOR IN THIS CHAPTER THE APPOINTMENT OF INSPECTORS, AS DIRECTED BY RESOLUTION OF SUCH BOARD OF ELECTIONS.

3. IF A BOARD OF ELECTIONS DETERMINES PURSUANT TO SUBDIVISION ONE OF THIS SECTION, TO CONDUCT LOCAL REGISTRATION, IT SHALL ESTABLISH THE DATE OR DATES TO CONDUCT SUCH REGISTRATION, WHICH SHALL NOT BE EARLIER THAN SIXTY DAYS BEFORE THE GENERAL ELECTION OR LATER THAN THIRTY DAYS BEFORE THE GENERAL ELECTION. NO SUCH LOCAL REGISTRATION SHALL BE HELD ON THE RELIGIOUS HOLIDAYS OF YOM KIPPUR, ROSH HASHANAH, SIMCHAS TORAH, SHIMINI ATZERETH OR SUCCOTH, OR THE LEGAL HOLIDAY, COLUMBUS DAY.

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

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4. EACH BOARD OF ELECTIONS SHALL MAKE AND FILE A COPY OF THE RESOLUTION ADOPTED PURSUANT TO SUBDIVISION ONE OF THIS SECTION IN ITS OFFICE AND WITH THE STATE BOARD OF ELECTIONS NOT LATER THAN TEN DAYS AFTER THE ADOPTION OF SUCH RESOLUTION.

5. IF A BOARD OF ELECTIONS, PURSUANT TO SUBDIVISION ONE OF THIS SECTION, ADOPTS A RESOLUTION TO CONDUCT LOCAL REGISTRATION, IT SHALL PUBLISH THE DATE OR DATES, TIME OR TIMES, AND PLACE OR PLACES OF SUCH LOCAL REGISTRATION AT LEAST ONCE IN THE TWO WEEKS PRECEDING THE FIRST DAY OF SUCH LOCAL REGISTRATION. SUCH PUBLICATION SHALL BE IN AT LEAST TWO NEWSPAPERS PUBLISHED WITHIN THE COUNTY. IF THE COUNTY CONTAINS A CITY OR CITIES, AS LEAST ONE OF SUCH NEWSPAPERS SHALL BE PUBLISHED IN THE CITY, OR THE LARGEST CITY, IF THERE IS MORE THAN ONE.

S 2. This act shall take effect immediately.