

5945

2009-2010 Regular Sessions

I N   A S S E M B L Y

February 23, 2009

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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 ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 2 of section 7-203 of the election law, as  
2     amended by chapter 180 of the laws of 2005, is amended to read as  
3     follows:  
4     2. Notwithstanding any provision of law to the contrary, the state  
5     board of elections shall establish, in accordance with subdivision four  
6     of section 3-100 of this chapter, for each election, the minimum number  
7     of voting machines required in each polling place and the maximum number  
8     of voters that can vote on one voting machine. Such minimum number of  
9     voting machines shall be based on the voting machine in use, taking into  
10    account machine functionality and capability, INCLUDING THE ABILITY TO  
11    TABULATE MULTIPLE OFFICIAL BALLOTS and the need for efficient and order-  
12    ly elections and, in the case of a general or special election, the  
13    number of registered voters, excluding voters in inactive status, in the  
14    election district or, in the case of a primary election, the number of  
15    enrolled voters, excluding voters in inactive status, therein.  
16    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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