

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

5448--A

2009-2010 Regular Sessions

I N S E N A T E

May 6, 2009

Introduced by Sen. ADDABBO -- read twice and ordered printed, and when printed to be committed to the Committee on Elections -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to ballots which are counted by machine; to amend the election law, in relation to paper ballots; and to repeal section 8-310 of such law, relating to paper ballots

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

- 1 Section 1. Section 7-121 of the election law, as added by chapter 352
2 of the laws of 1986, is amended to read as follows:
3 S 7-121. Ballots which are counted by machine. [A board of elections
4 may provide, by resolution adopted at least two months before an
5 election at which voting machines are used, that all ballots cast for
6 such election, other than on the voting machines, shall be counted by a
7 machine of a type] ALL BALLOTS PRINTED FOR USE ON A VOTING SYSTEM
8 approved by the state board of elections [and that all ballots printed
9 for use at such election] may be printed and arranged in a manner which
10 would permit them to be counted by such machine.
11 S 2. Section 8-310 of the election law is REPEALED.
12 S 3. The section heading of section 8-312 of the election law is
13 amended and a new subdivision 6 is added to read as follows:
14 Voting; paper ballots, marking and casting, DELIVERY TO VOTER.
15 6. PAPER BALLOTS BEING USED WITH OPTICAL SCAN VOTING SYSTEMS OR
16 INTENDED TO BE COUNTED BY HAND PURSUANT TO SUBDIVISION ONE OF SECTION
17 7-200 OF THIS CHAPTER SHALL BE DELIVERED TO THE VOTER IN A MANNER
18 CONSISTENT WITH THE RULES AND REGULATIONS PROMULGATED BY THE STATE BOARD
19 OF ELECTIONS.
20 S 4. 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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