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

7498

2011-2012 Regular Sessions

I N A S S E M B L Y

May 6, 2011

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

AN ACT to amend the election law, in relation to nominating and designating petitions and certificates

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

Section 1. Subdivisions 2 and 3 of section 6-158 of the election law, subdivision 2 as amended by chapter 434 of the laws of 1984 and subdivision 3 as amended by chapter 703 of the laws of 1982, are amended to read as follows:

2. A certificate of acceptance or declination of a designation shall be filed not later than the fourth day after the last day to file such designation, EXCEPT THAT A CANDIDATE WHO FILES SUCH A CERTIFICATE OF ACCEPTANCE FOR AN OFFICE FOR WHICH THERE HAVE BEEN FILED CERTIFICATES OR PETITIONS DESIGNATING MORE THAN ONE CANDIDATE FOR THE NOMINATION OF ANY PARTY, MAY THEREAFTER FILE A CERTIFICATE OF DECLINATION NOT LATER THAN THE THIRD DAY AFTER THE PRIMARY ELECTION.

3. A certificate to fill a vacancy in a designation caused by declination shall be filed not later than the fourth day after the last day to decline. A certificate to fill a vacancy in a designation caused by death [or], disqualification OR BY THE FILING OF A CERTIFICATE OF DECLINATION AS DESCRIBED IN SUBDIVISION TWO OF THIS SECTION shall be filed not later than ten days after such death [or], disqualification or FILING OF A CERTIFICATE OF DECLINATION OR four days before the primary election, whichever is earlier.

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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