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

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I N A S S E M B L Y

April 18, 2012

Introduced by M. of A. PERRY, STEVENSON, CASTRO, P. RIVERA -- Multi-Sponsored by -- M. of A. HEASTIE, JACOBS -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to authorizing cities with populations of more than one million persons and counties to enact a resolution, ordinance or regulation or adopt a local law, without referendum authorizing counties and certain cities to determine the classes of persons eligible to vote in local elections

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

Section 1. This act shall be known and may be cited as the "New York Right to Vote Act".

S 2. The election law is amended by adding a new section 5-108 to read as follows:

S 5-108. DETERMINATION OF QUALIFIED VOTERS; LOCAL OPTION. 1. A CITY HAVING A POPULATION OF MORE THAN ONE MILLION PERSONS OR ANY COUNTY MAY ENACT A RESOLUTION, ORDINANCE OR REGULATION OR MAY ADOPT, THROUGH ITS GOVERNING BODY, A LOCAL LAW, WITHOUT REFERENDUM, AUTHORIZING THE CITY OR COUNTY, AS APPLICABLE TO DETERMINE THE CLASSES OF PERSONS WHO MAY VOTE IN LOCAL ELECTIONS IN ACCORDANCE WITH EXISTING FEDERAL AND STATE LAW AND THE PROVISIONS OF THIS SECTION.

2. THE PROVISIONS OF THIS SECTION SHALL ONLY APPLY TO ELECTIONS CONDUCTED (A) WITHIN THE CITY OF NEW YORK; AND (B) WITHIN ANY OTHER POLITICAL SUBDIVISION OF THIS STATE WHERE A LOCAL LAW, ORDINANCE OR RESOLUTION, PERMITTING ELECTIONS TO BE CONDUCTED THEREIN PURSUANT TO THE PROVISIONS OF THIS SECTION HAS BEEN DULY ENACTED OR ADOPTED.

3. A PERSON WHO, PURSUANT TO THE PROVISIONS OF THIS SECTION, IS QUALIFIED MAY REGISTER WITH THE BOARD OF ELECTIONS OF HIS OR HER COUNTY OF RESIDENCE AND VOTE IN A LOCAL ELECTION.

S 3. This act shall take effect immediately.

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

LBD13531-03-2