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

10389

I N A S S E M B L Y

May 24, 2012

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

AN ACT to amend the election law, in relation to the designation of polling places

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

Section 1. Subdivision 5 of section 4-104 of the election law is amended by adding a new paragraph (e) to read as follows:

(E) WHENEVER THE NUMBER OF VOTERS ELIGIBLE TO VOTE IN AN ELECTION IN ANY ELECTION DISTRICT IS LESS THAN TEN, THE POLLING PLACE DESIGNATED FOR SUCH DISTRICT MAY BE THE POLLING PLACE OF ANY OTHER DISTRICT WHICH COULD PROPERLY BE DESIGNATED AS THE POLLING PLACE OF THE FIRST MENTIONED DISTRICT PURSUANT TO THE PROVISIONS OF THIS CHAPTER, PROVIDED THAT THE DISTANCE FROM SUCH FIRST MENTIONED DISTRICT TO THE POLLING PLACE FOR SUCH OTHER DISTRICT IS NOT UNREASONABLE PURSUANT TO RULES OR REGULATIONS PRESCRIBED BY THE STATE BOARD OF ELECTIONS AND PROVIDED THAT THE TOTAL NUMBER OF PERSONS ELIGIBLE TO VOTE IN SUCH OTHER DISTRICT IN SUCH ELECTION, INCLUDING THE PERSONS ELIGIBLE TO VOTE IN SUCH FIRST MENTIONED DISTRICTS, IS NOT MORE THAN THE MAXIMUM NUMBER OF ELIGIBLE VOTERS IN AN ELECTION DISTRICT AS PROVIDED FOR IN SUBDIVISION THREE OF SECTION 4-100 OF THIS ARTICLE. THE INSPECTORS OF ELECTION AND POLL CLERKS, IF ANY, OF SUCH OTHER ELECTION DISTRICT SHALL ALSO ACT IN ALL RESPECTS AS THE ELECTION OFFICERS FOR SUCH FIRST MENTIONED DISTRICTS AND NO OTHER INSPECTORS SHALL BE APPOINTED TO SERVE IN OR FOR SUCH FIRST MENTIONED DISTRICTS. A SEPARATE POLL LEDGER OR COMPUTER GENERATED REGISTRATION LIST, BALLOTS AND SEPARATE CANVASS OF RESULTS SHALL BE PROVIDED FOR SUCH FIRST MENTIONED DISTRICTS, EXCEPT THAT IF THE CANDIDATES AND BALLOT PROPOSALS TO BE VOTED ON BY THE VOTERS OF SUCH DISTRICTS ARE THE SAME, THE ELECTION DISTRICTS SHALL BE COMBINED AND SHALL CONSTITUTE A SINGLE ELECTION DISTRICT FOR THAT ELECTION.

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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