

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. PAULIN, SPANO, REILLY, PHEFFER, JAFFEE, WEISENBERG, CASTRO, DINOWITZ, GALEF, KAVANAGH, WEPRIN -- Multi-Sponsored by -- M. of A. BOYLAND, COOK, GOTTFRIED, GUNTHER, MAISEL, MARKEY, MAYER-SOHN -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to making technical corrections with regards to political subdivisions and election districts

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

1 Section 1. Subdivision 1 of section 4-128 of the election law, as
2 amended by chapter 489 of the laws of 2009, is amended to read as
3 follows:
4 1. The board of elections of each county shall provide the requisite
5 number of official and facsimile ballots, two cards of instruction to
6 voters in the form prescribed by the state board of elections, at least
7 one copy of the instruction booklet for inspectors, a sufficient number
8 of maps, street finders or other descriptions of all of the polling
9 places and election districts within the [county] POLITICAL SUBDIVISION
10 in which the polling place is located to enable the election inspectors
11 and poll clerks to determine the correct election district and polling
12 place for each street address within the [county] POLITICAL SUBDIVISION
13 in which the polling place is located, distance markers, tally sheets
14 and return blanks, pens, black ink, or ball point pens with black ink,
15 pencils having black lead, envelopes for the ballots of voters whose
16 registration poll records are not in the ledger or whose names are not
17 on the computer generated registration list, envelopes for returns,
18 identification buttons, badges or emblems for the inspectors and clerks
19 in the form prescribed by the state board of elections and such other
20 articles of stationery as may be necessary for the proper conduct of
21 elections, except that when a town, city or village holds an election

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

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1 not conducted by the board of elections, the clerk of such town, city or
2 village, shall provide such official and facsimile ballots and the
3 necessary blanks, supplies and stationery for such election.

4 S 2. Subdivision d of section 4-132 of the election law, as added by
5 chapter 489 of the laws of 2009, is amended to read as follows:

6 d. A sufficient number of maps, street finders or other descriptions
7 of all of the polling places and election districts within the [county]
8 POLITICAL SUBDIVISION in which the polling place is located to enable
9 the election inspectors and poll clerks to determine the correct
10 election district and polling place for each street address within the
11 [county] POLITICAL SUBDIVISION in which the polling place is located.

12 S 3. The opening paragraph of paragraph (e) of subdivision 3 of
13 section 8-302 of the election law, as amended by chapter 489 of the laws
14 of 2009, is amended to read as follows:

15 Whenever a voter presents himself or herself and offers to cast a
16 ballot, and he or she claims to live in the election district in which
17 he or she seeks to vote but no registration poll record can be found for
18 him or her in the poll ledger or his or her name does not appear on the
19 computer generated registration list or his or her signature does not
20 appear next to his or her name on such computer generated registration
21 list or his or her registration poll record or the computer generated
22 registration list does not show him or her to be enrolled in the party
23 in which he or she claims to be enrolled, a poll clerk or election
24 inspector shall consult a map, street finder or other description of all
25 of the polling places and election districts within the [county] POLI-
26 TICAL SUBDIVISION in which said election district is located AND IF
27 NECESSARY, CONTACT THE BOARD OF ELECTIONS TO OBTAIN THE RELEVANT INFOR-
28 MATION and advise the voter of the correct polling place and election
29 district [within the county] for the residence address provided by the
30 voter to such poll clerk or election inspector. Thereafter, such voter
31 shall be permitted to vote in said election district only as hereinafter
32 provided:

33 S 4. This act shall take effect immediately.