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

3134--A

2011-2012 Regular Sessions

I N  A S S E M B L Y

January 24, 2011

Introduced by M. of A. SCHIMMINGER, GALEF, LATIMER, KAVANAGH -- Multi-Sponsored by -- M. of A. ABBATE, CAHILL, GOTTFRIED, HOOPER, MAGEE -- read once and referred to the Committee on Election Law -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to the joint nomination of candidates for the offices of governor and lieutenant governor

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

Section 1. Subdivisions 1, 2 and 5 of section 6-104 of the election law are amended to read as follows:

1. Party designation of a candidate for nomination for any office to be filled by the voters of the entire state shall be made by the state committee. CANDIDATES FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR SHALL BE DESIGNATED JOINTLY BY A SINGLE VOTE OF SUCH COMMITTEE.

2. The state committee shall make a decision by majority vote. The person OR PERSONS receiving the majority vote shall be the party's designated candidate OR PAIR OF CANDIDATES for nomination, and all other persons OR PAIRS OF PERSONS who shall have received twenty-five percent or more of the vote cast on any ballot shall have the right to make written demand, duly acknowledged, to the state board of elections that their names appear on the primary ballot as candidates for such nomination. Such demand shall be made not later than seven days after such meeting and may be withdrawn in the same manner within fourteen days after such meeting.

5. Enrolled members of the party may make other designations by petition for [a member] MEMBERS of the same party. A PETITION DESIGNATING A CANDIDATE FOR THE OFFICE OF GOVERNOR OR LIEUTENANT GOVERNOR SHALL BE VALID ONLY IF SUCH PETITION JOINTLY DESIGNATES CANDIDATES FOR BOTH SUCH OFFICES ON SUCH PETITION.

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

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S 2. Subdivision 1 of section 7-114 of the election law is amended by adding a new paragraph (e) to read as follows:

(E) WITH RESPECT TO CANDIDATES FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR, BALLOTS SHALL BE PRINTED SO THAT THE NAMES OF CANDIDATES FOR BOTH OFFICES WHO WERE DESIGNATED JOINTLY SHALL APPEAR IN THE SAME ROW OR COLUMN, WITH THE NAME OF THE CANDIDATE FOR GOVERNOR APPEARING FIRST AND THE BALLOT SHALL BE SO ADJUSTED THAT BOTH OFFICES ARE VOTED FOR JOINTLY AND HAVE BUT ONE DESIGNATING LETTER OR NUMBER.

S 3. This act shall take effect immediately.