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

6399

2011-2012 Regular Sessions

I N A S S E M B L Y

March 16, 2011

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

AN ACT to amend the election law, in relation to early voting; and to repeal sections 11-300, 11-302, and 11-306 of such law relating thereto

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

Section 1. Sections 11-300, 11-302 and 11-306 of the election law are REPEALED and a new section 11-300 is added to read as follows:

S 11-300. SPECIAL BALLOTS FOR EARLY VOTING. A VOTER MAY DELIVER TO THE BOARD OF ELECTIONS A WRITTEN STATEMENT THAT HE OR SHE DESIRES TO VOTE AT THE BOARD OF ELECTIONS PRIOR TO OR ON THE DATE OF THE ELECTION. THE BOARD OF ELECTIONS, AFTER DETERMINING THE QUALIFICATIONS OF THE VOTER AND THAT THE VOTER HAD NOT PREVIOUSLY VOTED IN THE ELECTION, SHALL PROVIDE THE VOTER WITH THE APPROPRIATE BALLOT AND PERMIT THE VOTER TO CAST A SPECIAL BALLOT AT THE BOARD OF ELECTIONS, NOT EARLIER THAN TWO WEEKS BEFORE THE ELECTION AND NOT LATER THAN THE CLOSE OF POLLS ON ELECTION DAY. EACH SUCH BALLOT SHALL BE PLACED IN AN ENVELOPE, PROVIDED BY THE BOARD OF ELECTIONS, THEN SEALED; THE VOTER SHALL DATE AND SIGN HIS OR HER NAME ON THE OUTSIDE OF THE ENVELOPE. SUCH BALLOT MAY BE DELIVERED TO THE INSPECTORS OF ELECTION IN A MANNER PRESCRIBED BY THIS CHAPTER FOR ABSENTEE BALLOTS OR RETAINED BY THE BOARD OF ELECTIONS AND CAST AND CANVASSED PURSUANT TO THE PROVISIONS OF SECTION 9-209 OF THIS CHAPTER AS SUCH BOARD SHALL, IN ITS DISCRETION, DETERMINE BY RESOLUTION ADOPTED AT LEAST THIRTY DAYS BEFORE ELECTION DAY.

S 2. This act shall take effect on the first of December next succeeding the date on which it shall have become a law.

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

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