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

4604

2013-2014 Regular Sessions

I N A S S E M B L Y

February 6, 2013

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

AN ACT to amend the election law, in relation to the appointment of election inspectors and poll clerks

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 3-404 of the election law, subdivisions 1 and 5 as amended by chapter 263 of the laws of 1991, are amended to read as follows:

1. The board of elections of each county shall on or before the fifteenth day of [July] APRIL of each year select and appoint election inspectors and poll clerks for each election district therein, and such number of election coordinators as it determines to be necessary, and may thereafter select and designate election inspectors, poll clerks and election coordinators to fill any vacancy for an unexpired term. The term of such designation shall be for a term ending on the fourteenth day of [July] APRIL of the following year. If the election districts for a general or special village election conducted by the board of elections are coterminous with the election districts established for general elections, such election inspectors and poll clerks shall also serve at such village elections. If the election districts for such a village election are not so coterminous, the board of elections shall select the inspectors and poll clerks to serve in each such village election district from among the inspectors and poll clerks appointed, pursuant to the provisions of this section, for any election district wholly or partly in such village.

2. Each political party entitled to representation on any board of elections may, not later than the first day of [May] APRIL in each year, file with the appropriate board of elections, an original list of persons recommended to serve. Supplemental lists may be filed at the same time and at any time before the designation is made and certified

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

LBD07750-01-3

or when a vacancy exists. All designations shall be made first from those named in the original list filed if those designated are found qualified. IF A PERSON HAS BEEN LISTED ON THE ORIGINAL OR SUPPLEMENTAL LIST FOR THREE CONSECUTIVE YEARS AND HAS NOT SERVED AS AN ELECTION INSPECTOR, POLL CLERK OR ELECTION COORDINATOR DURING THOSE THREE YEARS, THEN THE POLITICAL PARTY SUBMITTING THE LIST SHALL OBTAIN AND SUBMIT A WRITTEN AFFIRMATION FROM THE PERSON STATING THAT THEY ARE WILLING AND AVAILABLE TO SERVE AS AN ELECTION INSPECTOR, POLL CLERK OR ELECTION COORDINATOR. IF THE POLITICAL PARTY DOES NOT SUBMIT SUCH A WRITTEN AFFIRMATION ALONG WITH THE LIST, THEN SUCH PERSON SHALL BE STRICKEN FROM THE ORIGINAL AND SUPPLEMENTAL LISTS.

5. If a political party shall fail to submit a list or the list shall be exhausted, the board of elections shall request from the appropriate political party an original or supplemental list. If after ten days no list is filed by that party, the board of elections [may] SHALL appoint qualified persons, enrolled members of the political party in default, to act as election inspectors, poll clerks or election coordinators.

S 2. This act shall take effect immediately.