

9243

I N   A S S E M B L Y

April 2, 2014

---

Introduced by M. of A. BUCHWALD, GOTTFRIED, JACOBS, MOSLEY,  
PEOPLES-STOKES, RIVERA, ROBINSON -- Multi-Sponsored by -- M. of A.  
ABBATE, COOK, GLICK, LUPINACCI, MARKEY -- read once and referred to  
the Committee on Election Law

AN ACT to amend the election law, in relation to amending the required  
time to commence counting of absentee ballots

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

1     Section 1. Paragraph (a) of subdivision 1 of section 9-209 of the  
2     election law, as amended by chapter 104 of the laws of 2010, is amended  
3     to read as follows:  
4     (a) The board of elections shall designate itself or such of its  
5     employees as it shall deem appropriate as a set of poll clerks to cast  
6     and canvass such ballots, and fix a time and place for their meeting for  
7     such purpose, provided that such meeting shall be no more than fourteen  
8     days after a general or special election and no more than eight days  
9     after a primary election at which such ballots are voted. THE BOARD OF  
10    ELECTIONS SHALL COMMENCE CANVASSING SUCH BALLOTS (I) THAT ARE RECEIVED  
11    ON OR BEFORE THE CLOSE OF BUSINESS ON THE DAY PRECEDING ELECTION DAY BY  
12    NO LATER THAN FORTY-EIGHT HOURS AFTER THE CLOSE OF POLLS ON ELECTION DAY  
13    AND (II) THAT ARE RECEIVED ON ELECTION DAY OR WITHIN SEVEN DAYS OF  
14    ELECTION DAY IN THE CASE OF A PRIMARY ELECTION OR THIRTEEN DAYS OF  
15    ELECTION DAY IN THE CASE OF A GENERAL OR SPECIAL ELECTION BY THE CLOSE  
16    OF BUSINESS ON THE EIGHTH DAY FOLLOWING ELECTION DAY IN THE CASE OF A  
17    PRIMARY ELECTION OR THE FOURTEENTH DAY IN THE CASE OF A GENERAL OR  
18    SPECIAL ELECTION OR ON THE FIRST BUSINESS DAY THEREAFTER IN THE EVENT  
19    THAT THE EIGHTH DAY OR THE FOURTEENTH DAY, AS APPLICABLE, AFTER ELECTION  
20    DAY IS A WEEKEND DAY OR A HOLIDAY. The board may designate additional  
21    sets of poll clerks and if it designates more than one such set shall  
22    apportion among all such sets the election districts from which such  
23    ballots have been received, provided that all such ballots from a single  
24    election district shall be assigned to a single set of clerks, and that  
25    each such set shall be divided equally between representatives of the  
26    two major political parties. Each such set of clerks shall be deemed a  
27    central board of inspectors for purposes of this section.  
28    S 2. This act shall take effect immediately.

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

LBD13986-03-4