

2692

2015-2016 Regular Sessions

I N A S S E M B L Y

January 20, 2015

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

AN ACT to amend the election law, in relation to the appointment of commissioners of elections

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

1 Section 1. Subdivision 4 of section 3-204 of the election law, as
2 amended by chapter 116 of the laws of 2010, is amended to read as
3 follows:

4 4. Commissioners of [election] ELECTIONS shall be appointed by the
5 county legislative body, or in the city of New York, by the city council. Provided, however, that [if a legislative body shall fail to
6 appoint any person recommended by a party for appointment as a commissioner pursuant to this section, within thirty days after the filing of
7 a certificate of recommendation with such legislative body, then the
8 members of such legislative body who are members of the political party
9 which filed such certificate may appoint such person. And further
10 provided, if there are no members of the legislative body who are
11 members of the political party which filed such certificate, the
12 appointment shall take effect upon the expiration of thirty days from
13 the date that the certificate was filed. If none of the persons named in
14 any of the certificates filed by a party are so appointed within sixty
15 days after the filing of any such certificate, then such party may file
16 another certificate within thirty days after the expiration of any such
17 sixty day period recommending a different person for such appointment.
18 If a party fails to file a certificate within the time prescribed by
19 this section, the members of the legislative body who are members of
20 such party may appoint any eligible person to such office] THE LEGISLATIVE BODY SHALL AUTOMATICALLY APPROVE ANY RECOMMENDATIONS FOR COMMISSIONERS OF ELECTIONS BY A PARTY.

24 S 2. This act shall take effect immediately.

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

LBD05474-01-5