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

1044--A

2015-2016 Regular Sessions

I N S E N A T E

January 8, 2015

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Elections -- recommitted to the Committee on Elections in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to the days of voting for the primary and general elections

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

Section 1. Paragraph (a) of subdivision 1 of section 8-100 of the election law, as amended by chapter 87 of the laws of 2015, is amended to read as follows:

(a) A primary election, to be known as the fall primary, shall be held on the first [Tuesday] SATURDAY AND SUNDAY after the second [Monday] FRIDAY in September before every general election unless otherwise changed by an act of the legislature. Members of state and county committees and assembly district leaders and associate assembly district leaders and all other party positions to be elected shall be elected at the fall primary and all nominations for state and local public office required to be made at a primary election in such year shall be made at the fall primary. In the year two thousand sixteen in which electors of president and vice president of the United States are to be elected, an additional primary election, to be known as the presidential primary, shall be held on April nineteenth, two thousand sixteen, unless otherwise changed by an act of the legislature, for the purpose of electing delegates and alternate delegates to the national convention.

S 2. Paragraph (a) of subdivision 1 of section 8-100 of the election law, as amended by chapter 17 of the laws of 2007, is amended to read as follows:

(a) A primary election, to be known as the fall primary, shall be held on the first [Tuesday] SATURDAY AND SUNDAY after the second [Monday]

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

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FRIDAY in September before every general election unless otherwise changed by an act of the legislature. In each year in which electors of president and vice president of the United States are to be elected an additional primary election, to be known as the spring primary, shall be held on the first Tuesday in February unless otherwise changed by an act of the legislature, for the purpose of electing delegates to the national convention, members of state and county committees and assembly district leaders and associate assembly district leaders.

S 3. Paragraph (c) of subdivision 1 of section 8-100 of the election law, as relettered by chapter 373 of the laws of 1978, is amended to read as follows:

(c) The general election shall be held annually on the [Tuesday] SATURDAY AND SUNDAY next succeeding the first [Monday] FRIDAY in November.

S 4. This act shall take effect immediately, provided that the amendments to paragraph (a) of subdivision 1 of section 8-100 of the election law made by section one of this act shall be subject to the expiration and reversion of such paragraph pursuant to section 13 of chapter 87 of the laws of 2015, as amended, when upon such date the provisions of section two of this act shall take effect.