

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:

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

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

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

21 (a) A primary election, to be known as the fall primary, shall be held  
22 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.

LBD02143-02-6

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

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

12 (c) The general election shall be held annually on the [Tuesday]  
13 SATURDAY AND SUNDAY next succeeding the first [Monday] FRIDAY in Novem-  
14 ber.

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