

3341--B

2015-2016 Regular Sessions

I N   S E N A T E

February 5, 2015

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Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Elections -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- 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 absentee voting

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

1     Section 1. Paragraphs (c) and (d) of subdivision 2 of section 8-400  
2     of the election law, paragraph (c) as amended by chapter 321 of the laws  
3     of 1988 and paragraph (d) as separately amended by chapters 97 and 104  
4     of the laws of 2010, are amended to read as follows:  
5     (c) All applications must be [mailed to] RECEIVED BY the board of  
6     elections [not] NO later than the [seventh] day before the election for  
7     which a ballot is first requested [or delivered to such board not later  
8     than the day before such election].  
9     (d) The board of elections shall mail an absentee ballot to every  
10    qualified voter otherwise eligible for such a ballot, who requests such  
11    an absentee ballot from such board of elections in writing [in a letter,  
12    telefax indicating the address, phone number and the telefax number from  
13    which the writing is sent or other written instrument, which is signed  
14    by the voter] (WHICH SHALL INCLUDE A LETTER, TELEFAX OR OTHER WRITTEN  
15    INSTRUMENT) CONTAINING THE SIGNATURE OF THE VOTER and received by the  
16    board of elections not earlier than the thirtieth day nor later than the  
17    [seventh] day before the election for which the ballot is first  
18    requested and which states the address where the voter is registered and  
19    the address to which the ballot is to be mailed; provided, however, a  
20    military voter may request a military ballot or voter registration  
21    application or an absentee ballot application in a letter as provided in

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

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1 subdivision three of section 10-106 of this chapter; and provided  
2 further, a special federal voter may request a special federal ballot or  
3 voter registration application or an absentee ballot application in a  
4 letter as provided in paragraph d of subdivision one of section 11-202  
5 of this chapter. The board of elections shall enclose with such ballot a  
6 form of application for absentee ballot if the applicant is registered  
7 with such board of elections.

8 S 2. This act shall take effect immediately.