

5399

2015-2016 Regular Sessions

I N S E N A T E

May 14, 2015

Introduced by Sen. FUNKE -- read twice and ordered printed, and when printed to be committed to the Committee on Elections

AN ACT to amend the election law, in relation to special ballots for board of elections employees

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

1 Section 1. Section 11-302 of the election law, as amended by chapter
2 163 of the laws of 2010, is amended to read as follows:
3 S 11-302. Special ballots for board of election employees. A person
4 who is an employee of the board of elections or who has been appointed
5 to serve as an inspector of elections, poll clerk or election coordina-
6 tor at a polling place other than the one at which he or she is regis-
7 tered to vote, may deliver to the inspectors of election of the election
8 district in which he or she is registered, or to the board of elections,
9 at any time during the period in which an application for an absentee
10 ballot may be so delivered pursuant to the provisions of this chapter, a
11 written statement that he or she will be unable to appear at the polling
12 place for such election district on the day of an election because his
13 or her duties as an employee of such board or as an inspector, poll
14 clerk or election coordinator require him or her to be elsewhere. The
15 board of elections shall provide such voter a special ballot [not earli-
16 er than two weeks before the election and not later than] ANY TIME PRIOR
17 TO the close of the polls on election day AND MAKE BALLOTS AVAILABLE AT
18 THE BOARD OF ELECTIONS OR AT ANY TRAINING SESSIONS FOR ELECTION EMPLOY-
19 EES AND APPOINTEES, PROVIDED HOWEVER THAT THE AVAILABILITY AND DISTRIB-
20 UTION OF SUCH BALLOTS TO SUCH VOTERS SHALL BE TIMED TO AFFORD SUCH
21 VOTERS SUFFICIENT TIME TO CAST SUCH BALLOTS PRIOR TO THE CLOSE OF THE
22 POLLS ON ELECTION DAY. Such [cast ballots may be delivered to an office
23 of such board of elections or to any board of inspectors not later than
24 the close of the polls on election day] BALLOTS SHALL BE VOTED IN THE
25 OFFICES OF THE BOARD OF ELECTIONS, AND RETURNED TO THE BOARD ON THE DAY

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

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1 THEY ARE ISSUED. FOR THE PURPOSES OF THIS CHAPTER, THE OFFICES OF THE
2 BOARD OF ELECTIONS SHALL INCLUDE ANY FACILITY UTILIZED FOR THE TRAINING
3 OF ELECTIONS INSPECTORS AND OTHER ELECTION DAY PERSONNEL. Such ballots
4 shall be retained at the board of elections and cast and canvassed
5 pursuant to the provisions of section 9-209 of this chapter.

6 S 2. This act shall take effect immediately.