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

5562

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 clarifying that the signature of a voter signing a later nominating petition shall be counted when a prior petition is invalid

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

Section 1. Subdivision 1 of section 6-138 of the election law, as amended by chapter 709 of the laws of 1996, is amended to read as follows:

1. Independent nominations for public office shall be made by a petition containing the signatures of registered voters of the political unit for which a nomination is made who are registered to vote. The name of a person signing such a petition for an election for which voters are required to be registered shall not be counted if the name of a person who has signed such a petition appears upon another valid and effective petition designating or nominating the same or a different person for the same office; PROVIDED, HOWEVER, IF THE PRIOR DESIGNATING OR NOMINATING PETITION IS FOUND TO BE INVALID THE SIGNATURE OF THE VOTER SIGNING THE LATER NOMINATING PETITION SHALL BE COUNTED.

S 2. This act shall take effect immediately.

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

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