

7077

I N   S E N A T E

March 22, 2016

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Introduced by Sen. AKSHAR -- 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  
26    THEY ARE ISSUED. FOR THE PURPOSES OF THIS CHAPTER, THE OFFICES OF THE  
27    BOARD OF ELECTIONS SHALL INCLUDE ANY FACILITY UTILIZED FOR THE TRAINING  
28    OF ELECTIONS INSPECTORS AND OTHER ELECTION DAY PERSONNEL. Such ballots  
29    shall be retained at the board of elections and cast and canvassed  
30    pursuant to the provisions of section 9-209 of this chapter.  
31    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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