

# STATE OF NEW YORK

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3979

2017-2018 Regular Sessions

## IN ASSEMBLY

January 30, 2017

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Introduced by M. of A. SEPULVEDA, COLTON, BICHOTTE, CRESPO, MOSLEY, JAFFEE, JEAN-PIERRE, WALKER, ABINANTI, GOTTFRIED -- Multi-Sponsored by -- M. of A. HOOPER, HYNDMAN -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to email notification of a change in location of a polling place

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2 of section 4-104 of the election law is  
2 amended to read as follows:

3 2. If the board of elections, after designating a polling place, and  
4 after sending written notice of such polling place to each registered  
5 voter, designates an alternative polling place, it must, at least five  
6 days before the next election or day for registration, send by mail and  
7 email a written notice to each registered voter notifying him or her of  
8 the changed location of such polling place. If such notice is not possi-  
9 ble the board of elections must provide for an alternative form of  
10 notice to be given to voters at the location of the previous polling  
11 place.

12 § 2. Paragraph (a) of subdivision 5 of section 4-104 of the election  
13 law, as amended by chapter 95 of the laws of 1995, is amended to read as  
14 follows:

15 (a) Whenever the number of voters eligible to vote in an election in  
16 any election district is less than one hundred, the polling place desig-  
17 nated for such district may be the polling place of any other district  
18 which could properly be designated as the polling place of the first  
19 mentioned district pursuant to the provisions of this chapter, except  
20 that the polling place designated for any such district may be the poll-  
21 ing place of any other district in such city or town provided that the  
22 distance from such first mentioned district to the polling place for  
23 such other district is not unreasonable pursuant to rules or regulations

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

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1 prescribed by the state board of elections and provided that the total  
2 number of persons eligible to vote in such other district in such  
3 election, including the persons eligible to vote in such first mentioned  
4 districts, is not more than five hundred. The inspectors of election and  
5 poll clerks, if any, of such other election district shall also act in  
6 all respects as the election officers for such first mentioned districts  
7 and no other inspectors shall be appointed to serve in or for such first  
8 mentioned districts. A separate poll ledger or computer generated regis-  
9 tration list, separate voting machine or ballots and separate canvass of  
10 results shall be provided for such first mentioned districts, except  
11 that if the candidates and ballot proposals to be voted on by the voters  
12 of such districts are the same, the election districts shall be combined  
13 and shall constitute a single election district for that election. If  
14 the polling place for any election district is moved for any election,  
15 pursuant to the provisions of this subdivision, the board of elections  
16 shall, not later than ten nor more than fifteen days before such  
17 election, mail, by first class mail, to each voter eligible to vote in  
18 such election district at such election, a notice setting forth the  
19 location of the polling place for such election and specifying that such  
20 location is for such election only, and email the same notification to  
21 any voter that has supplied the board with a valid email address.

22 § 3. Paragraph (k) of subdivision 5 of section 5-210 of the election  
23 law is amended by adding a new subparagraph (xiii) to read as follows:

24 (xiii) A space for the applicant to provide an email address to which  
25 official correspondence from the state board of elections may be sent.

26 § 4. This act shall take effect on the ninetieth day after it shall  
27 have become a law.