STATE OF NEW YORK

4201

2017-2018 Regular Sessions

IN ASSEMBLY

February 1, 2017

Introduced by M. of A. SEPULVEDA, MOSLEY -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to eligibility to vote in a primary, general, or special election after filing a change of enrollment with the board of elections

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

Section 1. Subdivision 3 of section 5-304 of the election law, as amended by chapter 90 of the laws of 1991, is amended to read as follows:

3. A change of enrollment **when** received by [~~the~~] **any** board of elections **and, with respect to forms promulgated by the federal election commission, when received by the state board of elections, or showing a dated cancellation mark of the United States Postal Service or contained in an envelope showing such a dated cancellation mark which is** not later than the twenty-fifth day before the **next ensuing primary,** general **or special** election**, and received no later than the twentieth day before such election, or delivered in person to such board of elections not later than the tenth day before a special election, shall entitle the applicant to vote in such election, if he or she is otherwise qualified. The change of enrollment** shall be deposited in a sealed enrollment box, which shall not be opened until the first Tuesday following such [~~general~~] election. Such change of enrollment shall be then removed and entered as provided in this article.

§ 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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