

STATE OF NEW YORK

5741

2017-2018 Regular Sessions

IN SENATE

April 27, 2017

Introduced by Sen. SAVINO -- 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 mailing special ballots for victims of domestic violence

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

1 Section 1. Subdivision 1 of section 11-306 of the election law, as
2 amended by chapter 163 of the laws of 2010, is amended to read as
3 follows:

4 1. A voter may deliver to the board of elections, in person or by
5 mail, at any time during the period in which absentee ballot applica-
6 tions may be delivered, a signed written statement swearing or affirm-
7 ing:

8 (a) that he or she is the victim of domestic violence;

9 (b) that he or she has left his or her residence because of such
10 violence; and

11 (c) that because of the threat of physical or emotional harm to
12 himself or herself or to family or household members, he or she wishes
13 to cast a special ballot in the next election. The statement must
14 include the voter's address of registration. The board of elections
15 shall mail a special ballot to every qualified voter eligible for such a
16 ballot who requests to cast such ballot by mail, whose statement is
17 received by the board of elections not earlier than the thirtieth day
18 nor later than the seventh day before the election for which the ballot
19 is requested and which states the address to which the ballot is to be
20 mailed. The board of elections shall permit such a voter to cast a
21 special ballot at an office of such board of elections [~~not earlier than~~
22 ~~one week before the election and~~] not later than the close of the polls
23 on election day, or by mail within the same time and in the same manner
24 in which absentee ballots may be cast. Such ballots shall be retained at
25 the board of elections and cast and canvassed pursuant to the provisions
26 of section 9-209 of this chapter.

27 § 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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