

# STATE OF NEW YORK

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3929

2017-2018 Regular Sessions

## IN ASSEMBLY

January 30, 2017

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Introduced by M. of A. AUBRY, COOK, CRESPO, PEOPLES-STOKES, PRETLOW,  
PERRY, ABINANTI -- Multi-Sponsored by -- M. of A. RAMOS, RODRIGUEZ --  
read once and referred to the Committee on Election Law

AN ACT to amend the education law and the town law, in relation to clar-  
ifying that individuals have the ability to vote by absentee ballot  
where their maximum sentence of imprisonment has expired

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

1 Section 1. Paragraph b of subdivision 5 of section 2018-a of the  
2 education law, as amended by section 8 of part LL of chapter 56 of the  
3 laws of 2010, is amended to read as follows:  
4 b. On the reverse side of such envelope shall be printed the following  
5 statement:

6 STATEMENT OF ABSENTEE VOTER

7 I do declare that I am a citizen of the United States, and will be at  
8 least eighteen years of age, on the date of the school district  
9 election; that I will have been a resident of this state and of the  
10 school district and school election district, if any, shown on the  
11 reverse side of this envelope for thirty days next preceding the said  
12 election and duly registered in the school district and school election  
13 district, if any, shown on the reverse side of this envelope and that I  
14 am or on such date will be, a qualified voter of said school district;  
15 that I will be unable to appear personally on the day of said school  
16 district election at the polling place of the said district in which I  
17 am or will be a qualified voter because of the reason stated on my  
18 application heretofore submitted; that I have not qualified, or do I  
19 intend to vote, elsewhere than as set forth on the reverse side of this  
20 envelope; that I have not received or offered, do not expect to receive,  
21 have not paid, offered or promised to pay, contributed, offered or prom-

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

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1 ised to contribute to another to be paid or used, any money or other  
2 valuable thing, as a compensation or reward for the giving or withhold-  
3 ing of a vote at this school district election, and have not made any  
4 promise to influence the giving or withholding of any such votes; that I  
5 have not made or become directly or indirectly interested in any bet or  
6 wager depending upon the result of this school district election; and  
7 that I have not been convicted of bribery or any infamous crime, or, if  
8 so convicted, that I have been pardoned or restored to all the rights of  
9 a citizen, without restriction as to the right of suffrage, or received  
10 a certificate of relief from disabilities or a certificate of good  
11 conduct pursuant to article twenty-three of the correction law removing  
12 my disability to register and vote or my maximum sentence of imprison-  
13 ment has expired or I have been discharged from parole.

14 I hereby declare that the foregoing is a true statement to the best of  
15 my knowledge and belief, and I understand that if I make any material  
16 false statement in the foregoing statement of absentee voter, I shall be  
17 guilty of a misdemeanor.

18 Date.....Signature of Voter .....

19 § 2. Paragraph b of subdivision 6 of section 2018-b of the education  
20 law, as amended by section 9 of part LL of chapter 56 of the laws of  
21 2010, is amended to read as follows:

22 b. On the reverse side of such envelope shall be printed the following  
23 statement:

24 STATEMENT OF ABSENTEE VOTER

25 I do declare that I am a citizen of the United States, and will be at  
26 least eighteen years of age on the date of the school district election;  
27 that I will have been a resident of this state and of the school  
28 district and school election district, if any, shown on the reverse side  
29 of this envelope for thirty days next preceding the said election and  
30 that I am or on such date will be, a qualified voter of said school  
31 district; that I will be unable to appear personally on the day of said  
32 school district election at the polling place of the said district in  
33 which I am or will be a qualified voter because of the reason stated on  
34 my application heretofore submitted; that I have not qualified, or do I  
35 intend to vote, elsewhere than as set forth on the reverse side of this  
36 envelope; that I have not received or offered, do not expect to receive,  
37 have not paid, offered or promised to pay, contributed, offered or prom-  
38 ised to contribute to another to be paid or used, any money or other  
39 valuable thing, as a compensation or reward for the giving or withhold-  
40 ing of a vote at this school district election, and have not made any  
41 promise to influence the giving or withholding of any such votes; that I  
42 have not made or become directly or indirectly interested in any bet or  
43 wager depending upon the result of this school district election; and  
44 that I have not been convicted of bribery or any infamous crime, or, if  
45 so convicted, that I have been pardoned or restored to all the rights of  
46 a citizen, without restriction as to the right of suffrage, or have  
47 received a certificate of relief from disabilities or a certificate of  
48 good conduct pursuant to article twenty-three of the correction law  
49 removing my disability to vote or my maximum sentence of imprisonment  
50 has expired or I have been discharged from parole.

1 I hereby declare that the foregoing is a true statement to the best of  
2 my knowledge and belief, and I understand that if I make any material  
3 false statement in the foregoing statement of absentee voter, I shall be  
4 guilty of a misdemeanor.

5 Date.....Signature of Voter .....

6 § 3. Paragraph b of subdivision 5 of section 84-a of the town law, as  
7 amended by section 10 of part LL of chapter 56 of the laws of 2010, is  
8 amended to read as follows:

9 b. On the reverse side of such envelope shall be printed the following  
10 statement:

11 STATEMENT OF ABSENTEE VOTER

12 I do declare that I will have been a citizen of the United States for  
13 thirty days, and will be at least eighteen years of age, on the date of  
14 the special town election; that I will have been a resident of this  
15 state and of the town shown on the reverse side of this envelope for  
16 thirty days next preceding the said election; that I am or on such date  
17 will be, a registered voter of said town; that I will be unable to  
18 appear personally on the day of said special town election at the poll-  
19 ing place of the election district in which I am or will be a qualified  
20 voter because of the reason stated on my application heretofore submit-  
21 ted; that I have not qualified, or do I intend to vote, elsewhere than  
22 as set forth on the reverse side of this envelope; that I have not  
23 received or offered, do not expect to receive, have not paid, offered or  
24 promised to pay, contributed, offered or promised to contribute to  
25 another to be paid or used, any money or other valuable thing, as a  
26 compensation or reward for the giving or withholding of a vote at this  
27 special town election, and have not made any promise to influence the  
28 giving or withholding of any such votes; that I have not made or become  
29 directly or indirectly interested in any bet or wager depending upon the  
30 result of this special town election; and that I have not been convicted  
31 of bribery or any infamous crime, or, if so convicted, that I have been  
32 pardoned or restored to all the rights of a citizen, without restriction  
33 as to the right of suffrage, or received a certificate of relief from  
34 disabilities or a certificate of good conduct pursuant to article twen-  
35 ty-three of the correction law removing my disability to register and  
36 vote or my maximum sentence of imprisonment has expired or I have been  
37 discharged from parole.

38 I hereby declare that the foregoing is a true statement to the best of  
39 my knowledge and belief, and I understand that if I make any material  
40 false statement in the foregoing statement of absentee voter, I shall be  
41 guilty of a misdemeanor.

42 Date..... Signature of Voter.....

43 § 4. Paragraph b of subdivision 5 of section 175-b of the town law, as  
44 amended by section 11 of part LL of chapter 56 of the laws of 2010, is  
45 amended to read as follows:

46 b. On the reverse side of such envelope shall be printed the follow-  
47 ing statement:

48 STATEMENT OF ABSENTEE VOTER

49 I do declare that I will have been a citizen of the United States for  
50 thirty days, and will be at least eighteen years of age, on the date of  
51 the district election; that I will have been a resident of this state  
52 and of the district if any, shown on the reverse side of this envelope  
53 for thirty days next preceding the said election and that I am or on  
54 such date will be, a registered voter of said district; that I will be

1 unable to appear personally on the day of said district election at the  
2 polling place of the said district in which I am or will be a qualified  
3 voter because of the reason stated on my application heretofore submit-  
4 ted; that I have not qualified, or do I intend to vote, elsewhere than  
5 as set forth on the reverse side of this envelope; that I have not  
6 received or offered, do not expect to receive, have not paid, offered or  
7 promised to pay, contributed, offered or promised to contribute to  
8 another to be paid or used, any money or other valuable thing, as a  
9 compensation or reward for the giving or withholding of a vote at this  
10 district election, and have not made any promise to influence the giving  
11 or withholding of any such votes; that I have not made or become direct-  
12 ly or indirectly interested in any bet or wager depending upon the  
13 result of this district election; and that I have not been convicted of  
14 bribery or any infamous crime, or, if so convicted, that I have been  
15 pardoned or restored to all the rights of a citizen, without restriction  
16 as to the right of suffrage, or received a certificate of relief from  
17 disabilities or a certificate of good conduct pursuant to article twen-  
18 ty-three of the correction law removing my disability to register and  
19 vote or my maximum sentence of imprisonment has expired or I have been  
20 discharged from parole.

21 I hereby declare that the foregoing is a true statement to the best of  
22 my knowledge and belief, and I understand that if I make any material  
23 false statement in the foregoing statement of absentee voter, I shall be  
24 guilty of a misdemeanor.

25 Date.....Signature of Voter.....

26 § 5. Paragraph b of subdivision 5 of section 213-b of the town law, as  
27 amended by section 12 of part LL of chapter 56 of the laws of 2010, is  
28 amended to read as follows:

29 b. On the reverse side of such envelope shall be printed the follow-  
30 ing statement:

31 STATEMENT OF ABSENTEE VOTER

32 I do declare that I will have been a citizen of the United States for  
33 thirty days, and will be at least eighteen years of age, on the date of  
34 the district election; that I will have been a resident of this state  
35 and of the district if any, shown on the reverse side of this envelope  
36 for thirty days next preceding the said election and that I am or on  
37 such date will be, a registered voter of said district; that I will be  
38 unable to appear personally on the day of said district election at the  
39 polling place of the said district in which I am or will be a qualified  
40 voter because of the reason stated on my application heretofore submit-  
41 ted; that I have not qualified, or do I intend to vote, elsewhere than  
42 as set forth on the reverse side of this envelope; that I have not  
43 received or offered, do not expect to receive, have not paid, offered or  
44 promised to pay, contributed, offered or promised to contribute to  
45 another to be paid or used, any money or other valuable thing, as a  
46 compensation or reward for the giving or withholding of a vote at this  
47 district election, and have not made any promise to influence the giving  
48 or withholding of any such votes; that I have not made or become direct-  
49 ly or indirectly interested in any bet or wager depending upon the  
50 result of this district election; and that I have not been convicted of  
51 bribery or any infamous crime, or, if so convicted, that I have been  
52 pardoned or restored to all the rights of a citizen, without restriction  
53 as to the right of suffrage, or received a certificate of relief from  
54 disabilities or a certificate of good conduct pursuant to article twen-  
55 ty-three of the correction law removing my disability to register and

1 vote or my maximum sentence of imprisonment has expired or I have been  
2 discharged from parole.

3 I hereby declare that the foregoing is a true statement to the best of  
4 my knowledge and belief, and I understand that if I make any material  
5 false statement in the foregoing statement of absentee voter, I shall be  
6 guilty of a misdemeanor.

7 Date..... Signature of Voter .....

8 § 6. This act shall take effect immediately.