

# STATE OF NEW YORK

1567--A

Cal. No. 314

2017-2018 Regular Sessions

## IN SENATE

January 10, 2017

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Elections -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the election law, in relation to publishing certain candidate website information

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

1 Section 1. The election law is amended by adding a new section 4-123  
2 to read as follows:

3 § 4-123. Publication of candidate websites. 1. The state board of  
4 elections shall publish on its website the campaign website address  
5 designated by any candidate for governor, lieutenant governor, attorney  
6 general, state comptroller, member of the state senate and member of the  
7 state assembly on the ballot at the next primary, special or general  
8 election, except as provided in subdivision two of this section. Such  
9 candidate may notify the state board of elections of his or her website  
10 address on such candidate's petition cover sheet or in a separate writ-  
11 ing signed by the candidate. Any candidate who does not provide a  
12 website address shall be listed as having not provided a website address  
13 for publication.

14 2. The state board of elections shall not publish any website address  
15 found to be unrelated to a candidacy for public office. Such denial to  
16 publish a website address shall be reviewed only in a special proceeding  
17 brought by the candidate pursuant to article seventy-eight of the civil  
18 practice law and rules.

19 3. The state board of elections shall prominently display the follow-  
20 ing disclaimer with relation to the list of candidate website addresses:  
21 "The website addresses published here are designated by the candidate.

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

LBD01179-03-7

1 The state board of elections is not responsible for and expresses no  
2 opinion as to the content of candidate websites."

3 § 2. The state board of elections shall, within six months of the  
4 effective date of this act, promulgate rules or regulations to implement  
5 the provisions of this act which shall include the time of publication  
6 and the format for publication of the list of website addresses and  
7 objective criteria for making a determination that a website is not  
8 related to a candidacy for public office.

9 § 3. This act shall take effect on the first of December next succeed-  
10 ing the date on which it shall have become a law.