STATE OF NEW YORK

5316

2019-2020 Regular Sessions

IN ASSEMBLY

February 8, 2019

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Introduced by M. of A. WEPRIN, D'URSO, SIMON, MOSLEY, CAHILL, JAFFEE, LAWRENCE, M. G. MILLER, SEAWRIGHT, COLTON, RIVERA, ARROYO, BLAKE -- Multi-Sponsored by -- M. of A. GIGLIO -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to permitting boards of elections to change the date of a primary election if such election conflicts with a religious holiday

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

 1   Section 1. Paragraph (a) of subdivision 1 of section 8-100 of the
 2 election law, as amended by chapter 5 of the laws of 2019, is amended to
 3 read as follows:
 4   (a) A primary election shall be held on the fourth Tuesday in June
 5 before every general election unless otherwise changed by an act of the
 6 legislature **or unless otherwise changed by a board of elections within**
 7 **fourteen days of such election if the election date conflicts with a**
 8 **religious holiday**. Members of the state and county committees and
 9 assembly district leaders and associate district leaders and all other
10 party positions to be elected shall be elected at such primary and all
11 nominations for public office required to be made at a primary election
12 in such year shall be made at such primary. In each year in which elec-
13 tors of president and vice president of the United States are to be
14 elected an additional primary election, to be known as the spring prima-
15 ry, shall be held on the first Tuesday in February unless otherwise
16 changed by an act of the legislature, for the purpose of electing deleg-
17 ates to the national convention.
18   § 2. This act shall take effect immediately.

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