

# STATE OF NEW YORK

7979

## IN SENATE

March 6, 2020

Introduced by Sen. MYRIE -- 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 improving the issuing of absentee ballots

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

1 Section 1. Paragraphs (c) and (d) of subdivision 2 of section 8-400 of  
2 the election law, paragraph (c) as amended by chapter 321 of the laws of  
3 1988 and paragraph (d) as separately amended by chapters 97 and 104 of  
4 the laws of 2010, are amended to read as follows:

5 (c) All applications must be [~~mailed to~~] received by the board of  
6 elections not later than the [~~seventh~~] day before the election for which  
7 a ballot is first requested [~~or delivered to such board not later than~~  
8 ~~the day before such election~~].

9 (d) The board of elections shall mail an absentee ballot to every  
10 qualified voter otherwise eligible for such a ballot, who requests such  
11 an absentee ballot from such board of elections in writing [~~in~~], which  
12 shall include a letter, telefax or other written instrument containing a  
13 signature of the voter, indicating the address, phone number and the  
14 telefax number from which the writing is sent or other written instru-  
15 ment, which is signed by the voter and received by the board of  
16 elections not earlier than the thirtieth day, if said absentee ballots  
17 have been prepared or immediately upon their receipt by the board of  
18 elections, nor later than the [~~seventh~~] day before the election for  
19 which the ballot is first requested and which states the address where  
20 the voter is registered and the address to which the ballot is to be  
21 mailed; provided, however, a military voter may request a military  
22 ballot or voter registration application or an absentee ballot applica-  
23 tion in a letter as provided in subdivision three of section 10-106 of  
24 this chapter; and provided further, a special federal voter may request  
25 a special federal ballot or voter registration application or an absen-  
26 tee ballot application in a letter as provided in paragraph d of subdi-  
27 vision one of section 11-202 of this chapter. The board of elections  
28 shall enclose with such ballot a form of application for absentee ballot  
29 if the applicant is registered with such board of elections.

30 § 2. This act shall take effect immediately.

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

LBD15605-01-0