

# STATE OF NEW YORK

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6714

2019-2020 Regular Sessions

## IN ASSEMBLY

March 15, 2019

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Introduced by M. of A. GALEF, DICKENS, BLAKE, GOTTFRIED, D'URSO, NIOU,  
LAWRENCE -- Multi-Sponsored by -- M. of A. THIELE -- read once and  
referred to the Committee on Election Law

AN ACT to amend the election law, in relation to opportunity to ballot  
committee to receive notices

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

1 Section 1. Section 6-164 of the election law, as amended by chapter 16  
2 of the laws of 1988, is amended to read as follows:

3 § 6-164. Primary, uncontested; opportunity to ballot. Enrolled members  
4 of a party entitled to vote in the nomination of a candidate for public  
5 office or the election of a candidate for party position in a primary  
6 election of such party, and equal in number to at least the number of  
7 signers required to designate a candidate for such office or position  
8 may file with the officer or board with whom or which are filed desig-  
9 nating petitions for such office or position a petition requesting an  
10 opportunity to write in the name of a candidate or candidates, who need  
11 not be specified, for such office or position. Upon the receipt of such  
12 a petition, such office or position shall be deemed contested and the  
13 primary ballots of the party shall afford an opportunity to vote there-  
14 on. Requests for an opportunity to write in the names of candidates for  
15 two or more offices or positions may be included in the same petition.  
16 Such petitions shall be subject to objections and court determination  
17 thereof in the same manner as designating petitions so far as the  
18 provisions therefor are applicable. All required notices shall be served  
19 on the members of the committee named in the petition, and such commit-  
20 tee shall have capacity to bring a proceeding under this chapter as if  
21 such committee was a candidate named on a petition. A signature to a  
22 petition for an opportunity to ballot in primary elections made earlier  
23 than sixteen days before the last day to file designating petitions for  
24 the primary election shall not be counted.

25 § 2. This act shall take effect on the fifteenth day of December after  
26 it shall have become a law.

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

LBD10642-01-9