

# STATE OF NEW YORK

5199

2019-2020 Regular Sessions

## IN SENATE

April 16, 2019

Introduced by Sen. METZGER -- 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 special ballots for board of elections employees

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

1 Section 1. Section 11-302 of the election law, as amended by chapter  
2 163 of the laws of 2010, is amended to read as follows:  
3 § 11-302. Special ballots for board of election employees. A person  
4 who is an employee of the board of elections or who has been appointed  
5 to serve as an inspector of elections, poll clerk or election coordina-  
6 tor at a polling place other than the one at which he or she is regis-  
7 tered to vote, may deliver to the inspectors of election of the election  
8 district in which he or she is registered, or to the board of elections,  
9 at any time during the period in which an application for an absentee  
10 ballot may be so delivered pursuant to the provisions of this chapter, a  
11 written statement that he or she will be unable to appear at the polling  
12 place for such election district on the day of an election because his  
13 or her duties as an employee of such board or as an inspector, poll  
14 clerk or election coordinator require him or her to be elsewhere. The  
15 board of elections shall provide such voter a special ballot [~~not earli-~~  
16 ~~er than two weeks before the election and not later than~~] any time prior  
17 to the close of the polls on election day, provided however that the  
18 distribution of such ballots to such voters shall be timed to afford  
19 such voters sufficient time to cast such ballots prior to the close of  
20 the polls on election day. Such cast ballots may be delivered to an  
21 office of such board of elections or to any board of inspectors not  
22 later than the close of the polls on election day. Such ballots shall be  
23 retained at the board of elections and cast and canvassed pursuant to  
24 the provisions of section 9-209 of this chapter.  
25 § 2. This act shall take effect immediately.

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

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