

STATE OF NEW YORK

10135

IN ASSEMBLY

April 29, 2022

Introduced by M. of A. PAULIN, WALKER, JACKSON -- (at request of the Governor) -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to providing for the declination of a designation as a candidate or nomination for a party position under special circumstances

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

1 Section 1. Section 6-146 of the election law is amended by adding a
2 new subdivision 7 to read as follows:

3 7. A person designated as a candidate for nomination or for party
4 position, or nominated for an office, may, in a certificate signed and
5 acknowledged by such person and filed no later than the last day to
6 certify the ballot pursuant to section 4-110 or section 4-112 of this
7 chapter, decline the designation or nomination under the following
8 circumstances:

9 (a) where the person so nominated or designated has been arrested or
10 charged with one or more misdemeanors or felonies by the filing of an
11 accusatory instrument in a state court at any time after such person's
12 designation or nomination; or

13 (b) where the person so nominated or designated has been arrested or
14 charged with one or more misdemeanors or felonies by the filing of a
15 criminal complaint, information or indictment in federal court at any
16 time after such person's designation or nomination; or

17 (c) where the person so nominated or designated has been convicted of
18 one or more misdemeanors or felonies under state or federal law at any
19 time after such person's designation or nomination.

20 § 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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