STATE OF NEW YORK

4148

2021-2022 Regular Sessions

IN ASSEMBLY

February 1, 2021

Introduced by M. of A. DINOWITZ -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to casting and counting absentee ballots without postmarked dates within three days following the day of election

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

Section 1. Section 8-412 of the election law is amended by adding a new subdivision 3 to read as follows:

3. Notwithstanding subdivision one of this section, in the event an absentee ballot is received by mail by the board of elections in an envelope that does not show a postmarked date of the United States postal service, a cancellation mark of the United States postal service or a foreign country's postal service, or a dated endorsement of receipt by another agency of the United States government, and such absentee ballot is received by mail by the board of elections not later than three days following the day of election, such absentee ballot shall be cast and counted.

§ 2. This act shall take effect immediately.

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

LBD05767-01-1