STATE OF NEW YORK

4190

2021-2022 Regular Sessions

IN ASSEMBLY

February 1, 2021

Introduced by M. of A. SIMON -- Multi-Sponsored by -- M. of A. BARRON, EPSTEIN, HUNTER, J. RIVERA, SEAWRIGHT, THIELE, WOERNER -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to change of enrollment

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

Section 1. Subdivision 3 of section 5-304 of the election law, as amended by chapter 316 of the laws of 2019, is amended to read as follows:

3. A change of enrollment received by the board of elections [~~will take effect immediately, provided however, any change of enrollment received by the board of elections after February fourteenth and before or on seven days after the June primary shall take effect on the seventh day after the June primary~~] showing a dated cancellation mark of the United States Postal Service, or contained in an envelope showing such a dated cancellation mark which is dated not later than the twenty-fifth day before the next ensuing primary, general, or special election, and received no later than the twentieth day before such election, or delivered in person to such county board of elections not later than the tenth day before a special election, shall have such change of enrollment effective for such election. Enrollment changes shall be entered as provided in this article and will be deemed to take effect on the twenty-fifth day after such change of enrollment is received by the board of elections or if the change of enrollment, or the envelope containing it, bears a dated cancellation mark of the United States Postal Service, such change shall be entered and will be deemed to take effect on the twenty-fifth day after the date of such mark, whichever is earlier; except that no change will take effect sooner than the twentieth day after the receipt of such change of enrollment by the board of elections except with regard to special elections as provided in this subdivision.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

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