STATE OF NEW YORK

2112

2021-2022 Regular Sessions

IN SENATE

January 19, 2021

Introduced by Sen. ADDABBO -- 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 ballots that contain the name of a candidate who previously withdrew from an election

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

Section 1. Subdivision 1 of section 7-202 of the election law is amended by adding a new paragraph u to read as follows:

u. for elections held on or after January first, two thousand twenty-three, reject any ballot cast by a voter which contains a vote for a candidate that withdrew his or her name as a candidate for election prior to such election and whose name appears on the ballot. Upon rejection of such ballot, the voting machine shall provide notice to the voter that the ballot has been rejected. Such notice shall also state the name of the person who is not longer a candidate and a statement that the voter must complete a new ballot. The state board of elections is authorized to promulgate rules and regulations necessary for the implementation of this paragraph.

§ 2. This act shall take effect January 1, 2023. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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