STATE OF NEW YORK

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6395--A

2021-2022 Regular Sessions

IN SENATE

April 26, 2021
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Introduced by Sen. COMRIE -- read twice and ordered printed, and when
  printed to be committed to the Committee on Elections -- committee
  discharged, bill amended, ordered reprinted as amended and recommitted
  to said committee

AN ACT to amend the election law, in relation to providing an online
  absentee ballot tracking system

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

 1   Section 1. The election law is amended by adding a new section 8-414
 2 to read as follows:
 3   § 8-414. Online absentee ballot tracking system. 1. The state board of
 4 elections shall establish and maintain an electronic absentee ballot
 5 tracking system. In accordance with technical specifications provided by
 6 the state board of elections, each local board of elections shall main-
 7 tain an absentee ballot tracking system integrated with the state
 8 board's system, and which may be integrated with the United States
 9 postal service tracking system, to allow a voter who has submitted an
10 application for an absentee ballot to track the status of an absentee
11 application and an absentee ballot on the state board or local board
12 website.
13   2. Such website shall not require users to create an account but shall
14 require verification that the user is accessing his or her own record
15 through the inclusion of data identifying the voter and the board of
16 elections at which the voter is registered, and any other information
17 required by the state board of elections.
18   3. The ballot tracking system shall indicate to the voter if the
19 board:
20   (a) received such voter's application for an absentee ballot;
21   (b) approved or rejected such application and, if rejected, an indi-
22 cation of the reason for such rejection;

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

                                                         LBD05765-04-1

1 **(c) mailed or delivered an absentee ballot to such voter, the date of**
2 **such mailing or delivery, and the expected date of receipt;**
3 **(d) received the ballot back as undeliverable;**
4 **(e) received such voter's completed absentee ballot;**
5 **(f) determined the ballot envelope was subject to a cure; and**
6 **(g) counted or rejected such voter's completed absentee ballot and, if**
7 **rejected, a brief statement of the reason for rejection.**
8 § 2. Nothing in section one of this act shall prevent a county board
9 of elections or the board of elections of the city of New York from
10 establishing a ballot tracking system prior to the effective date of
11 this act, provided, however, upon the establishment of the statewide
12 system required by section one of this act, all local ballot tracking
13 systems shall comply with section one of this act and be fully inte-
14 grated with the statewide system. Full integration with the statewide
15 system may be accomplished by boards of elections using their own ballot
16 tracking system by providing data to the state board of elections, in
17 the form and at intervals prescribed by the state board of elections,
18 provided that voters can access their tracking information in a secure,
19 user-friendly format approved by the state board of elections.
20 § 3. This act shall take effect January 1, 2022. Effective immediate-
21 ly, the state board of elections shall be authorized to promulgate any
22 rules or regulations required to carry out the provisions of this act
23 prior to such effective date.