STATE OF NEW YORK

642

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

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

AN ACT to amend the election law, in relation to counting of affidavit ballots

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

Section 1. Subparagraph (iii) of paragraph (a) of subdivision 2 of section 9-209 of the election law, as amended by chapter 308 of the laws of 2011, is amended to read as follows:

(iii) If the board of elections determines that a person was entitled to vote at such election, the board shall cast and canvass such ballot if such board finds that the voter appeared at [~~the correct~~] **a** polling place **in the correct county**, regardless of the fact that the voter may have appeared in the incorrect election district**; provided that such vote shall not be cast and canvassed for such contests for which the person was not entitled to vote at such election**.

§ 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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