

# STATE OF NEW YORK

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642--B

2021-2022 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 6, 2021

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Introduced by M. of A. CARROLL, COLTON, DINOWITZ, GOTTFRIED, GALEF, PAULIN, LUPARDO, REYES, SEAWRIGHT, D. ROSENTHAL, SILLITTI, GALLAGHER, GONZALEZ-ROJAS, SIMON, FRONTUS, ENGLEBRIGHT, LUNSFORD, SOLAGES, CAHILL, CRUZ, SAYEGH, JACKSON, FERNANDEZ, JEAN-PIERRE, ROZIC -- read once and referred to the Committee on Election Law -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Election Law in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

1 Section 1. Paragraph (d) of subdivision 7 of section 9-209 of the  
2 election law, as added by chapter 763 of the laws of 2021, is amended to  
3 read as follows:

4 (d) If the central board of canvassers determines that a person was  
5 entitled to vote at such election, the board shall cast and canvass such  
6 affidavit ballot if such board finds that the voter appeared at [~~the~~  
7 ~~correct~~] a polling place, in the correct county, regardless of the fact  
8 that the voter may have appeared in the incorrect election district,  
9 provided that such vote shall not be cast and canvassed for such  
10 contests for which the person was not entitled to vote at such election,  
11 and regardless of whether the voter's name was in the registration poll  
12 record.

13 § 2. This act shall take effect on the one hundred twentieth day after  
14 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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