STATE OF NEW YORK

8949

IN SENATE

April 29, 2022

Introduced by Sen. KRUEGER -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the election law, in relation to providing for the declination of a designation as a candidate or nomination for a party position under special circumstances

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

Section 1. Section 6-146 of the election law is amended by adding a new subdivision 7 to read as follows:

7. A person designated as a candidate for nomination or for party position, or nominated for an office, may, in a certificate signed and acknowledged by such person and filed no later than the last day to certify the ballot pursuant to section 4-110 or section 4-112 of this chapter, decline the designation or nomination under the following circumstances:

(a) where the person so nominated or designated has been arrested or charged with one or more misdemeanors or felonies by the filing of an accusatory instrument in a state court at any time after such person's designation or nomination; or

(b) where the person so nominated or designated has been arrested or charged with one or more misdemeanors or felonies by the filing of a criminal complaint, information or indictment in federal court at any time after such person's designation or nomination; or

(c) where the person so nominated or designated has been convicted of one or more misdemeanors or felonies under state or federal law at any time after such person's designation or nomination.

§ 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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