

# STATE OF NEW YORK

4009--A

Cal. No. 79

2023-2024 Regular Sessions

## IN ASSEMBLY

February 8, 2023

Introduced by M. of A. GIBBS, EPSTEIN, LEVENBERG, KELLES, HYNDMAN, DE LOS SANTOS, SIMONE, TAYLOR, FALL, ZACCARO, WEPRIN, BURDICK, BICHOTTE HERMELYN, BORES, LEE, REYES, HEVESI, PRETLOW, CUNNINGHAM, JEAN-PIERRE, HUNTER, LUCAS, TAPIA, CHANDLER-WATERMAN, ARDILA, COLTON, WALLACE, SIMON, DICKENS, JACOBSON, BURGOS -- read once and referred to the Committee on Correction -- advanced to a third reading, passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the correction law, in relation to providing notice of voting rights to persons released from local jails

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

1 Section 1. Section 510 of the correction law, as added by chapter 103  
2 of the laws of 2021, is amended to read as follows:  
3 § 510. Voting upon release. 1. Prior to the release from a local  
4 correctional facility of any person convicted of a felony the chief  
5 administrative officer shall notify such person verbally and in writing  
6 that his or her voting rights will be restored upon release and provide  
7 such person with a form of application for voter registration and a  
8 declination form, offer such person assistance in filling out the appro-  
9 priate form, and provide such person written information distributed by  
10 the board of elections on the importance and the mechanics of voting.  
11 Upon release, such person may choose to either submit his or her  
12 completed application to the state board or county board where such  
13 person resides or have the department transmit it on his or her behalf.  
14 Where such person chooses to have the department transmit the applica-  
15 tion, the chief administrative officer shall transmit the completed  
16 application upon such person's release to the state board or county  
17 board where such person resides.

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

LBD02488-07-3

1 2. Upon discharge or release from the custody of a local correctional  
2 facility, the chief administrative officer of such facility shall, in  
3 consultation with the county board of elections, distribute to every  
4 person eighteen years of age or older a written notice on the voting  
5 rights of such person in the state of New York, including information on  
6 the importance and mechanics of voting, when such person is or may  
7 become eligible to vote, and offer to every such person a voter regis-  
8 tration form; provided that, if an individual declines to accept a voter  
9 registration form, the chief administrative officer shall maintain a  
10 written record of such declination. Notice is not required for those  
11 individuals being transferred to a different local correctional facili-  
12 ty, individuals being transferred or released to the custody of a state  
13 correctional facility or institution, or individuals being released to  
14 the custody of a hospital or mental health institution for treatment.

15 § 2. This act shall take effect on the one hundred eightieth day after  
16 it shall have become a law.