STATE OF NEW YORK

5277

2023-2024 Regular Sessions

IN ASSEMBLY

March 7, 2023

Introduced by M. of A. FLOOD -- read once and referred to the Committee on Election Law

AN ACT to amend the public health law and the election law, in relation to notifying county boards of elections of an individual's death

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

Section 1. Subdivision 3 of section 4140 of the public health law, as amended by chapter 476 of the laws of 2002, is amended to read as follows:

3. The commissioner and the department of health of the city of New York shall deliver to the state board of elections[~~, at least monthly~~] **immediately, but no later than seven business days**, records in a format as mutually determined by both agencies, of the names of all persons of voting age for whom death certificates were issued. Such records shall be arranged by county of residence and shall include the name, residence address and birth date of each such person. **Upon receipt of such records, the state board of elections shall provide such information to each affected county board of elections immediately but no later than seven business days.**

§ 2. Section 5-400 of the election law is amended by adding a new subdivision 3 to read as follows:

3. Upon notification by the state board of elections of a registered voter's death pursuant to subdivision three of section forty-one hundred forty of the public health law, such voter's registration shall be cancelled and immediately removed from the registration roll.

§ 3. 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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