## STATE OF NEW YORK

2023-2024 Regular Sessions

## IN ASSEMBLY

January 11, 2023

Introduced by M. of A. PAULIN, REYES, RIVERA, SAYEGH, SIMON, DeSTEFANO, BRABENEC -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to empowering the commissioner of a board of elections to order a voting machine audit upon a finding of discrepancies

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

Section 1. Subdivision 4 of section $9-211$ of the election law, as amended by chapter 763 of the laws of 2021 , is amended to read as follows:
4. The state board of elections shall, in accordance with subdivision four of section $3-100$ of this chapter, promulgate regulations establishing a uniform statewide standard to be used by boards of elections to determine when a discrepancy between the audit tallies and the voting machine or system tallies shall require a further voter verifiable record audit of additional voting machines or systems or a complete audit of all machines or systems within the jurisdiction of a board of elections. Any commissioner of a board of elections shall be empowered to order that any such audit shall be conducted whenever any such discrepancy exists.
§ 2. This act shall take effect immediately.

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

