STATE OF NEW YORK

3042

2023-2024 Regular Sessions

IN SENATE

January 27, 2023

Introduced by Sens. MYRIE, BROUK, GOUNARDES -- read twice and ordered printed, and when printed to be committed to the Committee on Elections

AN ACT to amend the election law, in relation to proceedings with respect to designating and nominating petitions

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

Section 1. Subdivision 2 of section 16-102 of the election law, as amended by chapter 164 of the laws of 2022, is amended to read as follows:

2. A proceeding with respect to a petition shall be instituted **(a)** within fourteen days after the last day to file the petition, [~~or~~] **(b)** within three business days after the officer or board with whom or which such petition was filed, makes a determination of invalidity with respect to such petition, **or (c) within three business days after the proper service of pleadings for a timely invalidation proceeding,** whichever is later; except that a proceeding with respect to a petition for a village election or a nomination for a special election shall be instituted within seven days after the last day to file the certificate or petition for such village election or nomination or within three business days after the officer or board with whom or which such certificate or petition was filed, makes a determination of invalidity with respect to such certificate or petition, whichever is later. A proceeding with respect to a primary, convention, meeting of a party committee, or caucus shall be instituted within ten days after the holding of such primary or convention or the filing of the certificate of nominations made at such caucus or meeting of a party committee.

§ 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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