STATE OF NEW YORK

5076

2023-2024 Regular Sessions

IN SENATE

February 22, 2023

Introduced by Sen. CLEARE -- 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 absentee voter applications

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

Section 1. Section 8-400 of the election law is amended by adding a new subdivision 11 to read as follows:

11. Prior to any village election, primary election, special election, or general election, the board of elections shall send an absentee ballot application to all voters who filed an absentee ballot application pursuant to this section for the previous village election, primary election, special election, or general election.

§ 2. Section 8-400 of the election law is amended by adding a new subdivision 12 to read as follows:

12. The board of elections shall establish a permanent absentee ballot application list which shall indicate all voters who wish to receive an absentee ballot application prior to any village election, primary election, special election, or general election. A voter may request to be placed on such list at any time by making an application to the applicable board of elections electronically or by mail. A voter may request to be removed from such list at any time by making a request to the applicable board of elections in writing, electronically or by mail.

§ 3. This act shall take effect immediately provided, however, that section two of this act shall take effect on the same date and in the same manner as a "CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY proposing an amendment to section 2 of article 2 of the constitution, in relation to authorizing ballot by mail by removing cause for absentee ballot voting" takes effect, in accordance with section 1 of article 19 of the constitution. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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