STATE OF NEW YORK

6990

2023-2024 Regular Sessions

IN SENATE

May 16, 2023

Introduced by Sen. SANDERS -- 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 primary elections in the city of New York; and to repeal subdivision 5 of section 3-705 and subdivision 6 of section 3-709 of the administrative code of the city of New York relating to certain run-off elections in the city of New York

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

Section 1. Section 6-162 of the election law, as amended by chapter 424 of the laws of 2010, is amended to read as follows:

§ 6-162. [~~**Primary; New York City, run-off. 1. In the city of New York, when no candidate for the office of mayor, public advocate or comptroller receives forty percent or more of the votes cast by the members of a political party for such office in a city-wide primary election, the board of elections of such city shall conduct a run-off primary election between the two candidates receiving the greatest number of votes for the same office.**~~

~~**2. In any jurisdiction that authorizes a run-off election after a primary election, if one of the two candidates receiving the greatest number of votes for the same office files with the local board of elections a certificate of withdrawal within three days following such primary election, the board shall accept and certify the withdrawal and declare the remaining candidate the winner and no such run-off primary election shall be held. Such certificate of withdrawal shall be in affidavit or affirmation form as determined by the state board of elections.**~~] **Instant run-off voting in New York city. Elections for municipal office in the city of New York shall use an "instant run-off" or "ranked choice" voting system, consistent with the provisions of the New York city charter and the administrative code of the city of New York.**

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

LBD09041-01-3

§ 2. Subdivision 5 of section 3-705 of the administrative code of the city of New York is REPEALED.

§ 3. Subdivision 6 of section 3-709 of the administrative code of the city of New York is REPEALED.

§ 4. This act shall take effect immediately and shall apply to all municipal elections held in the city of New York on or after January 1, 2024.