

STATE OF NEW YORK

9677

IN SENATE

May 17, 2024

Introduced by Sen. GIANARIS -- 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 the margin of victory in the recanvass of election districts

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

1 Section 1. Paragraph (b) of subdivision 4 of section 9-208 of the
2 election law, as added by section 1 of part JJ of chapter 55 of the laws
3 of 2020, is amended to read as follows:

4 (b) For the purposes of this section, the term margin of victory shall
5 mean the [~~margin between all votes cast in the entire contest~~] differ-
6 ence between the number of votes cast for the winning candidate who
7 received the fewest votes and the losing candidate who received the most
8 votes; or the difference between the number of votes cast for and
9 against a ballot proposal following the recanvass of votes. For the
10 purposes of this section, the margin of victory percentage of one-half
11 of one percent or less shall be calculated by dividing the margin of
12 victory defined in this paragraph by the total number of ballots cast on
13 which the contest appeared and then multiplying the quotient by one
14 hundred.

15 § 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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