

STATE OF NEW YORK

2169

2023-2024 Regular Sessions

IN ASSEMBLY

January 23, 2023

Introduced by M. of A. DINOWITZ -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to casting and counting absentee ballots without postmarked dates within three days following the day of election

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

1 Section 1. Section 8-412 of the election law is amended by adding a
2 new subdivision 3 to read as follows:

3 3. Notwithstanding subdivision one of this section, in the event an
4 absentee ballot is received by mail by the board of elections in an
5 envelope that does not show a postmarked date of the United States
6 postal service, a cancellation mark of the United States postal service
7 or a foreign country's postal service, or a dated endorsement of receipt
8 by another agency of the United States government, and such absentee
9 ballot is received by mail by the board of elections not later than
10 three days following the day of election, such absentee ballot shall be
11 cast and counted.

12 § 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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