

STATE OF NEW YORK

2335

2023-2024 Regular Sessions

IN SENATE

January 19, 2023

Introduced by Sens. MYRIE, BROUK, MAYER, SKOUFIS -- 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 empowering the commissioner of a board of elections to order a voting machine audit upon a finding of discrepancies

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

- 1 Section 1. Subdivision 4 of section 9-211 of the election law, as
2 amended by chapter 763 of the laws of 2021, is amended to read as
3 follows:
4 4. The state board of elections shall, in accordance with subdivision
5 four of section 3-100 of this chapter, promulgate regulations establish-
6 ing a uniform statewide standard to be used by boards of elections to
7 determine when a discrepancy between the audit tallies and the voting
8 machine or system tallies shall require a further voter verifiable
9 record audit of additional voting machines or systems or a complete
10 audit of all machines or systems within the jurisdiction of a board of
11 elections. Any commissioner of a board of elections shall be empowered
12 to order that any such audit shall be conducted whenever any such
13 discrepancy exists.
14 § 2. This act shall take effect immediately.

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

LBD02254-01-3