

STATE OF NEW YORK

4364

2025-2026 Regular Sessions

IN SENATE

February 4, 2025

Introduced by Sens. COMRIE, JACKSON -- 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 notices to voters of
registration cancellation or inactive status

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

1 Section 1. Section 5-213 of the election law is amended by adding a
2 new subdivision 6 to read as follows:

3 6. When a board of elections places a voter's registration in inactive
4 status, the board of elections shall notify the voter immediately using:
5 (a) first class forwardable mail addressed to the address where the
6 board believes the voter now resides; (b) first class forwardable mail
7 addressed to the address where the voter is registered; and (c) any
8 email addresses and telephone numbers that are in the board of
9 elections' registration records for the voter. Such notices shall
10 explain the reason why the voter has been placed in inactive status. The
11 state board of elections shall establish uniform, statewide forms of
12 notice for this purpose.

13 § 2. Subdivisions 2 and 3 of section 5-402 of the election law, subdi-
14 vision 2 as amended by chapter 94 of the laws of 1997 and subdivision 3
15 as amended by chapter 373 of the laws of 1978, are amended and a new
16 subdivision 5 is added to read as follows:

17 2. Whenever the board has reason to believe that a registered voter is
18 no longer qualified to vote, it shall, before cancelling [~~his~~] such
19 voter's registration, notify [~~him~~] such voter, in a uniform, statewide
20 form approved by the state board of elections, [~~by first class forwarda-~~
21 ~~ble mail to the address from which he was last registered~~] using all of
22 the notification methods prescribed by subdivision five of this section,
23 which shall state the reason why the voter's registration is being
24 cancelled and that [~~he~~] such voter may appear before the board or answer
25 in writing by mail, stating the reasons why [~~his~~] such voter's registra-

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

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tion should not be cancelled. Such notice shall also state that if the voter does not appear or answer in writing within fourteen days after such notice is mailed, ~~[his]~~ such voter's registration ~~[will]~~ shall be cancelled. Such notice shall also advise the voter of ~~[his]~~ such voter's right to reregister pursuant to the provisions of this chapter and shall contain the phone number to call for the days and hours of local registration and the location of local registration places, the deadline for personal registration by mail for the next general election and the phone number to call to obtain additional applications for personal registration by mail. No such notice shall be required in order to cancel the registration of a voter who has made a personal request to be removed from the list of registered voters as defined by subdivision two of section 5-400 of this title or the registration of a voter whose name has been in inactive status for at least the period required by paragraph (f) of subdivision one of section 5-400 of this title or to cancel the registration of a voter who has died. Together with such notice of cancellation, the board shall mail to such voter a postage paid return card in a form approved by the state board of elections. Such card shall provide a place for the voter to set forth the reasons for ~~[his]~~ such voter's continued eligibility to vote in such county or city and to indicate ~~[his]~~ such voter's current address in the county or city and a statement that failure to return the card ~~[will]~~ shall result in cancellation of registration. The card shall also inform the voter of how to reregister if the voter has moved out of the county or city. If such registered voter shall fail to appear or answer in writing within such time or if, after ~~[he]~~ such voter so appears or writes, the board is not satisfied that ~~[he]~~ such voter is qualified to remain registered, the board shall cancel ~~[his]~~ such voter's registration.

3. The board of elections shall notify immediately every person whose registration is cancelled ~~[after such person has responded, in person or by mail, to a notice sent pursuant to subdivision two of this section,]~~ of the action taken and the reason therefor, ~~[by written notice to the address from which he was last registered]~~ using all of the methods of notice prescribed by subdivision five of this section. Such notice shall advise such persons either of their right to reregister or their right to apply to a court of law for reinstatement, whichever is appropriate.

5. When a board of elections gives a voter notice of cancellation or notice of the board's intent to cancel a voter's registration, the board of elections shall immediately notify the voter using: (a) first class forwardable mail addressed to the address where the board believes the voter now resides; (b) first class forwardable mail addressed to the address where the voter is registered; and (c) any email addresses and telephone numbers that are in the board of elections' registration records for the voter. The state board of elections shall establish uniform, statewide forms of notice for this purpose.

§ 3. Subdivisions 2, 3 and 5 of section 5-712 of the election law, subdivisions 2 and 3 as amended by chapter 200 of the laws of 1996 and subdivision 5 as added by chapter 659 of the laws of 1994, are amended to read as follows:

2. (a) The board of elections shall also send a confirmation notice to every registered voter for whom it receives a notice of change of address to an address not in such city or county which is not signed by the voter by first class forwardable mail, and to any email addresses and telephone numbers that are in the board of elections' registration records for the voter. Such change of address notices shall include, but

1 not be limited to, notices of change of address received pursuant to
2 subdivision eleven of section 5-211 and subdivision six of section 5-212
3 of this article, notice of change of address from the United States
4 Postal Service through the National Change of Address System or from any
5 other agency of the federal government or any agency of any state or
6 local government and notice of a forwarding address on mail sent to a
7 voter by the board of elections and returned by the postal service. Such
8 confirmation notices shall be sent to such new address by first class
9 forwardable mail, and the board shall notify the voter using any email
10 addresses and telephone numbers that are in the board of elections'
11 registration records for the voter.

12 (b) If a notice sent pursuant to paragraph (a) of this subdivision to
13 the voter at the new address is returned as undeliverable, the board of
14 elections shall send another second such notice by first class forwarda-
15 ble mail, and to any email addresses and telephone numbers that are in
16 the board of elections' registration records for the voter to the
17 address at which the voter was originally registered.

18 3. Such notices required by subdivisions one and two of this section
19 shall be [~~in a form~~] sent using uniform, statewide forms prescribed by
20 the state board of elections and the mailed notices shall include a
21 postage-paid return card on which the voter may confirm the fact that
22 [~~he~~] such voter still resides at the address to which the notice was
23 sent, or notify the board of any change of address. Such notices shall
24 request all voters who receive the notice to reply with their current
25 addresses. Such notices shall request all voters who receive the notice
26 to reply with their current addresses and shall state that voters who
27 have not moved or who have moved within the county or city and who do
28 not respond may be required to vote by affidavit ballot and that if they
29 do not vote in any election up to and including the second federal
30 election after such notice, their registrations may be cancelled. Such
31 notices sent to addresses in New York state shall also include a mail
32 registration form and information on how voters who have moved to a
33 different city or county may reregister.

34 5. All voters or applicants to whom a confirmation notice is sent,
35 pursuant to the provisions of this section, shall forthwith be placed in
36 inactive status. When a voter is placed in inactive status, the board of
37 elections shall notify the voter that they are now in inactive status
38 using all of the methods set forth in subdivision five of section 5-402
39 of this article that must be used to notify a voter that their registra-
40 tion has been cancelled and the notices shall state the reason that the
41 voter has been placed in inactive status. Boards of elections shall use
42 a uniform, statewide notice approved by the state board of elections for
43 this purpose.

44 § 4. This act shall take effect immediately.