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Election Law Proposals for 2016

The following is a brief description of the State Board of Elections legislative proposals to address the administration of elections for 2016.

- SBOE 16-01 **Addition of 13th Judicial District** : Provides for compilation of the roll for delegates of the 13th Judicial District to be done by the New York City Board of Elections, as is presently the case for all other judicial districts wholly contained within the City of New York.
- SBOE 16-02 **Election Day Start Time for Poll Workers**: Would require that poll workers be to the poll site 1 (as opposed to ½) hour prior to the opening of the polls on Election Day.
- SBOE 16-03 **Elimination of Party Emblem** : Removes the requirement to put the party emblem in the candidate square on a ballot allowing the county boards more flexibility in ballot design.
- SBOE 16-04 **Eliminates Conflicting Provisions Related to Absentee Ballot Counting**: Harmonizes statute to consistently reflect recently enacted requirement that absentee ballots are not counted at the poll sites.
- SBOE 16-05 **Removes Petitioning for LIPA Trustee**: LIPA trustees are now appointed and not elected. This would modify the EL to eliminate the ability to file petitions for such position.
- SBOE 16-06 **Repeals Language Relating to Poll Sites Charges**: This would repeal the provisions of the Election Law which allow increased costs that are charged for accessible poll sites. All sites must be accessible.
- SBOE 16-07 **Eliminates Need to Publish Candidate Residences**: This would eliminate the need to publish candidate residence addresses in certain advertisements.
- SBOE 16-08 **Publication of Election Results**: This bill would eliminate the outdated and costly requirement that certified election results be printed in certain legal ads.

- SBOE 16-09 **Publication by Advertising Website Notice**: Certain newspaper publication requirements are satisfied by advertising where to find the notice on the board's website, provided the board of elections upon request will also provide the information by mail or other means.
- SBOE 16-10 **Filing Political Communications by Electronic Means**: Allows political committees to file electronic copies of their campaign political communications.
- SBOE 16-11 **Treasurer Compliance Training**: New treasurers must complete a three hour course on compliance, and there is a biennial update requirement for all treasurers. Remedial training may be ordered in certain circumstances.
- SBOE 16-12 **Poll Worker Shift Flexibility**: The statute currently allows "half day" shifts. This legislation will allow local boards at their option to authorize shorter or longer "split" shifts.
- SBOE 16-13 **Campaign Website Publication**: Requires boards to publish directory of candidate websites as provided by the candidates.
- SBOE 16-14 **Emergency Responder Special Ballots**: Permits the use of special ballots by those responding to emergency situations and provides for filing and transmittal assistance appropriate to emergency circumstances.
- SBOE 16-15 **Local Campaign Finance Filers to State Board**: Local boards of election will no longer be required to administer campaign finance filings for certain local committees.
- SBOE 16-16 **Update to Annual Voter Notification**: Removes outdated postal language from the requirement that an annual mail notification be sent to voters and comports requirements with current postal inditia options.
- SBOE 16-17 **Authorizes Election District Increase to Two Thousand Voters and Permits Parties to Apportion Any Number of Committeepersons**: Election districts allowed to be 2,000 and party committees can decide number and how to apportion members of county committees to avoid any loss of membership.
- SBOE 16-18 **Elimination of Duplicate Electronic Filings**: Upon meeting certain disclosure and publication criteria, a campaign finance board filing for a candidate may be deemed to meet the state reporting requirement.
- SBOE 16-19 **Clarification of Local Proposition Filing Requirements**: Clarifies state board of elections does not approve local proposition abstracts and requires filing of local propositions earlier to ensure orderly inclusion on the ballot.



NEW YORK
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**Board of
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2016

LEGISLATIVE PROPOSAL

16-01

MEMORANDUM IN SUPPORT

ASSEMBLY BILL #: A.

SENATE BILL #: S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to the notice to delegates.

SUMMARY OF PROVISIONS:

The bill amends §9-200 and 9-202 to include the recently created thirteenth judicial districts in the notice to judicial delegate provisions of the election law.

JUSTIFICATION:

It is important delegates in the thirteenth judicial district are treated identically to those in the other twelve judicial districts. When the thirteenth district was created, these election law provisions were not updated. The proposed changes will help ensure that any actions relative to all five judicial districts in and for the City of New York, including the newly-created thirteenth district, occur in the proper manner and are handled by the appropriate board of elections.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

AN ACT to amend the election law in relation to addition of thirteenth judicial district

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

1 Section 1. Subdivision 2 of section 9-200 of the election law
2 is amended to read as follows:
3 2. The board forthwith upon the completion of the canvass for
4 members of a state committee and delegates and alternates to a
5 national, state or judicial district convention, shall transmit
6 to the state board of elections a certificate stating the name
7 and residence of each member of a state committee and delegate
8 and alternate elected from a district wholly within the
9 jurisdiction of such board, except that, in respect to a
10 judicial district convention in the first, second, eleventh,
11 [and]twelfth, and thirteenth judicial districts, the board of
12 elections, instead of transmitting such certificate, shall
13 compile the roll of the convention and transmit it to the
14 chairman or secretary of the committee which, by party rules, is
15 empowered to fix the time and place of the convention. The board
16 of elections shall send by mail to each delegate and alternate
17 elected a notice of his election. The certificate or roll of the

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 convention shall list the delegates and alternates elected at a
2 primary in the order of the votes received by each delegate or
3 alternate, with the delegate or alternate receiving the highest
4 number of votes listed first. Tie votes shall be indicated in a
5 manner prescribed by the state board of elections. If there
6 shall have been no contested election for alternates, the names
7 of the alternates shall appear on the certificate or roll in the
8 order in which their names appeared on the petition which
9 designated them.

10 Section 2. Section 9-202 of the election law is amended to read
11 as follows:

12 § 9-202. Canvass of primary returns by state board of elections;
13 convention rolls

14 The state board of elections upon receipt by it from boards of
15 elections of the tabulated statements of votes at a primary
16 election required to be filed with it shall proceed forthwith to
17 canvass such statements. Upon the completion of the canvass it
18 shall make, certify and file in its office tabulated statements
19 of the number of votes cast for all the candidates for
20 nomination to each public office or for election to each party
21 position, and the number of votes cast for each such candidate.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 The candidate receiving the highest number of votes shall be the
2 nominee of his party for such office or shall be elected to such
3 party position, as the case may be, and the board, if requested,
4 shall furnish to the elected candidates a certificate
5 of election. From such certified statements of the votes for
6 delegates and alternates elected to a state or judicial district
7 convention of any party, other than a judicial district
8 convention in the first, second, eleventh, [and] twelfth, and
9 thirteenth judicial districts, the state board shall forthwith
10 compile the roll of each such convention in duplicate and
11 transmit it, if for a state convention, to the chairman and
12 secretary of the state committee of the party, and if for a
13 judicial district convention, to the chairman and secretary of
14 the committee which, by party rules, is empowered to fix the
15 time and place of the convention. The roll of the convention
16 shall list the candidates elected at a primary in the order of
17 the votes received by each candidate together with the number of
18 votes received by each such candidate. If there shall have been
19 no contested election for alternates, the names of the
20 alternates shall appear on the roll in the order in which their
21 names appear on the petition which designated them. The state

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1 board of elections shall transmit copies of the certified
2 statements of the votes for delegates and alternates to a
3 national convention of a party to the chairman and secretary of
4 the state committee of such party.
5 Section 1. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



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2016

LEGISLATIVE PROPOSAL

16-02

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to the time Election Day workers must be at poll sites to prepare for the opening of polls, including receiving voting system keys and other ancillary election day supplies.

SUMMARY OF PROVISIONS:

The bill amends 8-102 of the Election Law by deleting the word "half" from subdivisions 1 and 2 of Section 8-102 of the Election Law, providing that election workers report to the polls at least one hour before the opening of the polls.

JUSTIFICATION:

The one-half hour currently provided for in Election Law does not allow enough time for poll workers to complete all preparatory Election Day tasks and set-up and secure their voting systems for the timely opening of polls. Additionally, in instances where poll workers do appear at their assigned sites earlier than required to be more able to complete said tasks, they risk not being paid for the time they actually serve. Making the change to one hour helps ensure poll sites are ready to open on time and voters will not wait to vote due to a lack of readiness in any given poll site.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

January 1 next succeeding passage.

AN ACT to amend the election law in relation to the time election day workers must be at poll sites to prepare for the opening of polls, including receiving voting system keys and other ancillary election day supplies.

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

1 Section 1. Section 8-102 of the election law is amended to read
2 as follows:

3 § 8-102. Polls; opening of. 1. The inspectors of election, and
4 clerks, if any, shall meet at the polling place at least
5 one[-half] hour before the time set for opening the polls of
6 election. The inspectors of election shall:

7 (a) See that the American flag is displayed.

8 (b) Cause the facsimile ballots and voter information
9 posting to be posted conspicuously within the polling place.

10 (c) Cause the distance markers to be placed at a
11 distance of one hundred feet from the polling place.

12 (d) Establish a guard-rail by delineating and marking out
13 the voting area by a suitable means. The ballot scanner,
14 ballot marking device, ballot boxes and secure storage

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 containers, privacy booths, all ballots and all equipment shall
2 be kept within such guard-rail.

3 (e) Place the books, ballots and sample ballots, blanks,
4 stationery and supplies so that they will be ready and
5 convenient for use.

6 (f) Affix or attach to their clothing and cause the clerks,
7 if any, to affix or attach to their clothing the proper
8 identification buttons, badges or emblems issued by the board
9 of elections pursuant to the provisions of this chapter.
10 The inspectors and clerks shall wear no other buttons, badges
11 or emblems which are similar in design.

12 (g) See that the privacy booths contain conspicuous
13 instructions on how to properly mark ballots and that
14 voters are provided with appropriate writing instruments for
15 marking ballots.

16 (h) Unlock all ballot boxes and secure storage containers to
17 be used to hold election day paper ballots, see that they are
18 empty, allow them to be examined by the watchers present, and
19 lock them up again in such a manner that the watchers and the

EXPLANATION: Matter underscoring is new; matter bracketed [] is old law to be omitted.

1 persons just outside the guard-rail may see that the boxes are
2 empty when re-locked; provided, however, the ballot boxes
3 or secure storage containers holding unused ballots shall be
4 inspected to confirm that only the number of unused election
5 day paper ballots provided by the board of elections are
6 contained therein.

7 (i) Inspect the ballot scanner and ballot marking device
8 to see that it is in good working order. Inspect the placement
9 of privacy booths to preserve the secrecy of voting; inspect
10 the screen of the ballot scanner and ballot marking device;
11 inspect the polling place to make certain there is no way that
12 anyone can view any voting action by a voter at the ballot
13 scanner, ballot marking device, or in a privacy booth; and
14 affix a conspicuous notice, in the form prescribed by the
15 state board of elections, in a prominent place near the ballot
16 scanner and in the privacy booth, instructing the voter on
17 how to properly mark a ballot in order to have his or her
18 vote counted. Such notice shall be printed in English and such
19 other languages as the board of elections may determine to be
20 appropriate.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 (j) Announce that the polls are open for voting and the time
2 when the polls will close.

3 2. The keys to the ballot scanner and ballot marking
4 device shall be delivered to the inspectors at least one[-half]
5 hour before the time set for the opening of the polls, in a
6 sealed envelope, on which shall be written or printed the ballot
7 scanner or ballot marking device serial number and location
8 of the polling place, as reported by the voting machine
9 custodian. The envelope containing the keys shall not be opened
10 until at least one inspector from each of the two parties
11 shall be present in the polling place and shall have examined
12 the envelope to see that it has not been opened. Before opening
13 the envelope, such election inspectors present shall examine
14 the serial number on the machine, and shall see if they are the
15 same as the numbers written on the envelope containing the
16 keys. If found not to agree, the envelope must not be opened
17 until the voting machine custodian, or other authorized
18 person, shall have been notified and shall have arrived at the
19 polling place for the purpose of re-examining such machine

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1 and shall certify that it is properly arranged. If the serial
2 number on the machine is found to agree with the number on
3 the envelope, the inspectors, except as hereinafter provided,
4 shall turn on the machine. The inspectors shall carefully
5 examine the printed record produced by the machine to see
6 that each counter registers zero, and shall allow watchers to
7 examine the printed record. The inspectors shall then sign
8 a certificate showing the delivery of the keys in a sealed
9 envelope, the serial number on the machine, the number
10 registered on the protective counter, that all the counters are
11 set at zero and that the public counter is set at zero. The
12 machine shall remain secured against voting until the polls are
13 formally opened and shall not be operated except by voters
14 when voting or by election officials upon the instructions
15 of the board of elections. If any counter is found not to
16 register zero, the inspectors of election shall immediately
17 notify the board of elections.

18
19 § 2. This act shall take effect on the first day of January
20 after it shall have become law.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



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2016

LEGISLATIVE PROPOSAL

16-03

MEMORANDUM IN SUPPORT

ASSEMBLY BILL #: A.

SENATE BILL #: S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to removal of party emblems from ballots.

SUMMARY OF PROVISIONS:

The bill amends various sections of the election law to remove the requirement that a party's emblem be included in the ballot design.

JUSTIFICATION:

With the statewide transition to electronic voting systems, many county boards of elections found that the requirement to include party emblems on the ballot makes the ballot significantly less readable by the voter. Moreover, when included in the ballot design, space constraints minimized the emblem size to make them virtually unrecognizable. Removing the emblem requirement allows county boards greater flexibility to design the ballots in a much more usable and readable format.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

AN ACT to amend the election law in relation to removal of party emblems from ballots.

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

1 Section 1. Subdivision 18 of section 1-104 of the election law
2 is amended to read as follows:

3 18. The word "ballot" when referring to voting machines or
4 systems means that portion of the cardboard or paper or
5 other material or electronic display within the ballot
6 frame containing the name of the candidate [and the emblem] of
7 the party organization by which he was nominated, of the
8 form of submission of a proposed constitutional amendment,
9 proposition referendum or question as provided in this
10 chapter, with the word "yes" for voting for any question or
11 the word "no" for voting against any question except that where
12 the question or proposition is submitted only to the voters of
13 a territory wholly within a county or city, such form shall be
14 determined by the county board of elections. Such statement
15 and the title shall be printed and/or displayed in the
16 largest type or display which it is practicable to use in the
17 space provided.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 Section 2. Subdivisions 1 and 2 of section 2-124 of the
2 election law are amended to read as follows:

3 1. The state committee of a party shall select a name [and
4 emblem]to distinguish the candidates of the party for public
5 office in all districts of the state, and shall file in the
6 office of the state board of elections, a certificate
7 executed by its chairman and secretary, setting forth the name
8 [and showing the emblem so selected].

9 2. The name of a party shall be in the English language and
10 shall not include the words "American", "United States",
11 "National", "New York State", "Empire State", or any
12 abbreviation thereof, nor the name or part of the name, or an
13 abbreviation of the name, of an existing party. [The emblem
14 chosen may be a star, an animal, an anchor, or any other
15 proper symbol, but may not be the same as or similar to any
16 emblem, insignia, symbol or flag used by any political or
17 governmental body, agency or entity nor any religious emblem,
18 insignia, symbol or flag, nor the portrait of any person, nor
19 the representation of a coin or of the currency of the United
20 States.] The name [and emblem] chosen shall not be similar to or

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1 likely to create confusion with the name [or emblem] of any
2 other existing party or independent body.

3 Section 3. Subdivision 1 of section 4-112 of the election law is
4 amended to read as follows:

5 1. The state board of elections not later than thirty-six days
6 before a general election, or fifty-three days before a
7 special election, shall certify to each county board of
8 elections the name and residence of each candidate nominated in
9 any valid certificate filed with it or by the returns
10 canvassed by it, the title of the office for which nominated
11 the name of the party or body specified of which he is a
12 candidate; [the emblem chosen to distinguish the candidates of
13 the party or body;] and a notation as to whether or not any
14 litigation is pending concerning the candidacy. Upon the
15 completion of any such litigation, the state board of elections
16 shall forthwith notify the appropriate county boards of
17 elections of the results of such litigation.

18 Section 4. Subdivision 1 of section 6-128 of the election law is
19 amended to read as follows:

20

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 1. When an independent body becomes a party at a general
2 election by qualifying under the requirements set by
3 law, nominations shall, prior to and including the first
4 general election thereafter, be made as provided by the rules
5 of such party. A certificate of such nominations shall
6 contain:

7 (a) The name of the party filing the nominations.

8 (b) The title of the office for which the nomination is
9 made and the name and residence address of the person so
10 nominated.

11 (c) The names of the members of the committee, if any,
12 appointed to fill vacancies in nominations.

13 (d) [A description and representation of the party's emblem.

14 (e)] The name of the committee making the nomination.

15 ([f]e) A certified copy of the party rules describing
16 the rule-making body and nomination process.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 ([g]f) An affidavit containing a statement by the presiding
2 officer and secretary of the committee that they are
3 such officers and the statements in the certificate are true.

4 Section 5. Subdivision 3 of section 6-138 of the election law is
5 amended to read as follows:

6 3. a. The name selected for the independent body making the
7 nomination shall be in English characters and shall not include
8 the name or part of the name or an abbreviation of the name or
9 part of the name, nor shall [emblem or] name be of such a
10 configuration as to create the possibility of confusion
11 with [the emblem or] name of a then existing party, or [the
12 emblem or] name of an independent body selected by a
13 previously filed independent nominating petition for the same
14 office.

15 b. Notwithstanding the requirements of paragraph a
16 of this subdivision, if the [emblem or]name selected for an
17 independent body on any independent nominating petition is
18 the same as that selected by any previously filed independent
19 nominating petition for the same office, the board of
20 elections with which such later petition was filed shall, not

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1 later than two days after the filing of such later filed
2 petition, send notice of such duplicate selection of [emblem
3 or] name by first-class mail, to the candidate for such
4 office who was nominated by such later filed petition, and that
5 the candidate to whom such notice is required to be sent
6 may file with such board of elections, not later than seven
7 days after such notice was mailed, a certificate selecting a
8 different [emblem or] name.

9 c. A person who has been nominated or who expects to be
10 nominated as the candidate of an independent body for the office
11 of President of the United States at any election for such
12 office may, not later than three days after the last day to
13 file nominating petitions, file with the state board of
14 elections, a special certificate which shall be
15 irrevocable, stating that such person does not wish to permit
16 candidates for any other office, except the office of Vice-
17 President of the United States, to appear on the ballot
18 with the same name [and emblem] as the independent body which
19 has nominated or will nominate such candidate for the office of
20 President.

EXPLANATION: Matter underscoring is new; matter bracketed [] is old law to be omitted.

1 d. Not later than seven days after the last day to file
2 nominating petitions, the state board of elections shall notify
3 each local board of elections of the name of each
4 candidate for President of the United States who has filed such
5 a special certificate, together with the name [and emblem] of
6 the independent body selected on the petition which
7 nominated such candidate.

8 e. If any candidate has been nominated for any other
9 office by a petition which selected the same name [or
10 emblem] for an independent body as the name [or emblem]
11 selected on the petition which nominated a candidate for
12 President of the United States who has filed a special
13 certificate pursuant to paragraph c of this subdivision, the
14 board of elections with which the petition nominating such
15 candidate for such other office was filed shall, not later than
16 ten days after the last day to file nominating petitions, send
17 to each such candidate, by first class mail, notice that a
18 special certificate pursuant to paragraph c of this
19 subdivision has been filed and that the candidate to whom
20 such notice is sent may file with such board of elections,

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1 not later than seven days after such notice was mailed,
2 a certificate selecting a different name [and emblem].

3 f. If [such a petition shall not show an emblem, or if]
4 the petition shall fail to select a name for such independent
5 body, or if pursuant to the provisions of paragraph b or
6 paragraph e of this subdivision, a candidate shall fail
7 to select another [emblem or] name for such independent
8 body, the officer or board in whose office the petition is
9 filed shall select a [an emblem or] name [or both] to
10 distinguish the candidates nominated thereby. The name [and
11 emblem] shown upon such petition or selected by a candidate
12 authorized to make such selection by paragraph b or paragraph
13 e of this subdivision, or selected by an officer or board
14 shall also conform to the requirements of this chapter with
15 respect to names [or emblems] permitted to be selected by a
16 party.

17 g. Nothing contained in this subdivision shall preclude
18 a court of competent jurisdiction from rejecting an independent
19 nominating petition if the court determines that fraud was
20 involved in the selection of a name [or emblem].

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 Section 6. Subdivision 1 paragraph a of section 6-140 of the
2 election law is amended to read as follows:

3 § 6-140. Independent nominations; form of petition.

4 1. a. Each sheet of an independent nominating petition shall
5 be signed in ink, shall contain the following
6 information and shall be in substantially the following form:

7 I, the undersigned, do hereby state that I am a registered
8 voter of the political unit for which a nomination for
9 public office is hereby being made, that my present place of
10 residence is truly stated opposite my signature hereto, and
11 that I do hereby nominate the following named person (or
12 persons) as a candidate (or as candidates) for election to
13 public office (or public offices) to be voted for at the
14 election to be held on the day of
15, 20...., and that I select the name
16 (fill in name) as the name of the
17 independent body making the nomination (or nominations)
18 [and (fill in emblem) as the emblem of such
19 body].

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 Section 7. Subdivision 1 and 3 of section 6-206 of the election
2 law are amended to read as follows:

3 § 6-206. Independent nominations; petition, form.

4 1. Independent nominations for elective village offices shall be
5 made by a petition containing the signatures in ink of
6 residents of the village who are registered with the appropriate
7 county board of elections at the time of signing. The sheets of
8 such a petition shall be numbered. A signer need not himself
9 or herself fill in the date or residence. Each sheet of such
10 petition must be in substantially the following form and shall
11 contain all the information required therein:

12 VILLAGE INDEPENDENT NOMINATING PETITION

13 I, the undersigned, do hereby state that I am a registered
14 voter of the Village of....., that my present place of
15 residence is truly stated opposite my signature, and I do
16 hereby nominate the following named person (or persons) as a
17 candidate (or as candidates) for election to public office (or
18 public offices) to be voted for at the election to be held on
19 the....day of....., 20....., and that I select the
20 name..... (fill in name) as the name of the

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 independent body making the nomination (or nominations)
2 [and.....(fill in emblem) as the emblem of such body].

3 3. The name selected for the independent body making the
4 nomination shall be in the English language and shall not
5 include the name or part of the name, or an abbreviation of
6 the name or of part of the name, of a then existing party. The
7 name [and emblem] shown upon such petition shall conform to the
8 requirements of this chapter, relating to party names [and party
9 emblems]. If such a petition shall not [show an emblem, or
10 the petition shall fail to] select a name for such
11 independent body, the board of elections shall select a [an
12 emblem or] name[, or both] to distinguish the candidates
13 nominated thereby.

14 Section 8. Subdivision 1 of section 16-104 of the election law
15 is amended to read as follows:

16 § 16-104. Proceedings as to form of ballot, party name, etc.

17 1. The form and content of any ballot, or portion thereof, to
18 be used in an election, and the right to use any
19 [emblem design,] color, party or independent body name, may be
20 contested in a proceeding instituted in the supreme court

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

- 1 by any aggrieved candidate or by the chairman of any party
- 2 committee or independent body.
- 3 Section 9. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



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2016

LEGISLATIVE PROPOSAL

16-04

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to repeal of provision for canvassing of absentee ballots in poll sites on election day and the appointment of persons to conduct said canvass.

SUMMARY OF PROVISIONS:

This bill repeals section 3-408 of the Election law to eliminate conflicting provisions in the election law relating to the canvassing of absentee ballots.

JUSTIFICATION:

The Election Law was previously amended to require that absentee ballots be canvassed centrally at Board of Elections officers or other facilities and not at poll sites. However, the provision which provided for poll workers to be appointed to count such ballots in poll sites inadvertently remained. Repealing section 3-408 of the election law removes any confusion on the part of election administrators, poll workers and candidates that absentee ballots must be counted centrally at Board officers or facilities, ensuring consistency, accuracy and transparency in the election process.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

AN ACT to amend the election law in relation to repeal of provision for canvassing of absentee ballots in poll sites on election day and the appointment of persons to conduct said canvass.

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

1 Section 1. Section 3-408 of the election law is REPEALED.

2

3 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
STATE OF
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-05

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to eliminating the petition reference regarding the trustees of the Long Island Power Authority.

SUMMARY OF PROVISIONS:

To eliminate the inclusion of signature requirements and other petition references for trustees of the Long Island Power Authority, the bill repeals election law provisions 6-142 [2] [h]; 6-158 [9] and 14-100 [7].

JUSTIFICATION:

The Laws of the State of New York were previously amended to reflect the change from election to appointment of trustees of the Long Island Power Authority. However, the references to said position in the Election Law were not deleted, and this has resulted in the filing of ballot access documents with the State Board, as well as related, unnecessary litigation. Removing these references ensures those desiring to serve as trustees of the Long Island Power Authority follow the correct process.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

AN ACT to amend the election law in relation to eliminating the petition reference regarding the trustees of the Long Island Power Authority.

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

1 Section 1. Paragraphs h and i of subdivision 2 of section 6-142
2 of the election law are amended to read as follows:

3 (h) [for the office of trustee of the Long Island Power
4 Authority, five hundred;

5 ((i)] for any office to be filled by the voters of any political
6 subdivision contained within another political subdivision
7 except as herein otherwise provided, not to exceed the number of
8 signatures required for the larger subdivision.

9 Section 2. Subdivision 9 of section 6-158 of the election law is
10 amended to read as follows:

11 9. A petition for an independent nomination for an office to
12 be filled at the time of a general election shall be filed not
13 earlier than twelve weeks and not later than eleven weeks
14 preceding such election. A petition for an independent
15 nomination for an office to be filled at a special election

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 shall be filed not later than twelve days following the issuance
2 of a proclamation of such election. [A petition for trustee of
3 the Long Island Power Authority shall be filed not earlier than
4 seven weeks and not later than six weeks preceding the day of
5 the election of such trustees.]

6 Section 3. Subdivision 7 of section 14-100 of the election law
7 is amended to read as follows:

8 7. "candidate" means an individual who seeks nomination
9 for election, or election, to any public office or party
10 position to be voted for at a primary, general or special or New
11 York city community school district election [or election for
12 trustee of the Long Island Power Authority], whether or not the
13 public office or party position has been specifically identified
14 at such time and whether or not such individual is nominated or
15 elected, and, for purposes of this subdivision, an individual
16 shall be deemed to seek nomination for election, or election, to
17 an office or position, if he has (1) taken the action necessary
18 to qualify himself for nomination for election, or election, or
19 (2) received contributions or made expenditures, given his

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 consent for any other person to receive contributions or make
2 expenditures, with a view to bringing about his nomination for
3 election, or election, to any office or position at any time
4 whether in the year in which such contributions or expenditures
5 are made or at any other time; and

6
7 Section 4. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-06

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to the disparate payment for poll sites that are fully accessible.

SUMMARY OF PROVISIONS:

This bill repeals subdivision 8 of section 4-104 of the election law and rennumbers subdivision 9 as subdivision 8.

JUSTIFICATION:

The provision to be repealed allowed for the amounts which may be paid for the use of poll sites to be different, distinguishing higher costs for those sites which are accessible and lesser amounts for those sites not deemed accessible. In that federal and state law require that all poll sites be accessible, there is no longer any need for such distinction. Additionally, by not repealing this provision there may remain confusion among election administrators concerning the designation of accessible poll sites, without exception.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

New York State Board of Elections Legislative Proposal SBE 16-06

AN ACT to amend the election law in relation to the disparate payment for poll sites that are fully accessible.

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

1 Section 1. Subdivision 8 of section 4-104 of the election law is
2 REPEALED and subdivision 9 is renumbered subdivision 8.

3

4 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-07

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to the publication of candidate information prior to each election.

SUMMARY OF PROVISIONS:

This bill amends the election law by deleting the words “and residence” from subdivision 1 of section 4-122 of the election law.

JUSTIFICATION:

The inclusion of residence address information in the publication of lists of candidates and the offices those candidates seek is of little or no public value. At the time of such publication, the opportunity to challenge a candidate’s designation or nomination has long expired. The inclusion of residence addresses may also create issues relating to the security of those seeking office. Including addresses adds considerably to the cost of publication. The required publication of candidates will serve its intended goal of general public information without the inclusion of residence information.

LEGISLATIVE HISTORY:

The State Board proposed this legislation in 2014.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

AN ACT to amend the election law in relation to the publication of candidate information prior to each election.

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

1 Section 1. Subdivision 1 of section 4-122 of the election law is
2 amended to read as follows:

3 1. The county board of elections shall publish, at least six
4 days before an election, a list containing the name [and
5 residence] of every candidate for public office to be voted
6 for within its jurisdiction at such election.

7

8 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-08

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to publication of certified copies of election results.

SUMMARY OF PROVISIONS:

This bill amends section 9-212(2) of the election law to eliminate the requirement that certified copies of election results be published in certain legal ads.

JUSTIFICATION:

With the on-site and immediate coverage of elections by the news media the results of an election are immediately known by the public. In addition, many county boards of elections and the New York State Board of elections post unofficial election results on their websites. As a result, the current requirement to subsequently publish the certified results is antiquated, redundant and costly.

LEGISLATIVE HISTORY:

The State Board proposed this as legislation in 2010, 2012, 2013 and 2014.

FISCAL IMPLICATIONS:

None to the State. Could result in a significant cost savings to the counties.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT amend the election law in relation to publication of certified copies of election results.

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

1 Section 1. Section 9-212 of the election law is amended to read
2 as follows:

3 § 9-212. Determinations by county canvassing boards.

4 1. The canvassing board shall determine each person elected by
5 the greatest number of votes to each county office, and each
6 person elected by the greatest number of votes to each city,
7 town or village office of a city, town or village of which it is
8 the board of canvassers. The canvassing board shall also
9 determine whether any ballot proposal submitted only to the
10 voters of the county, or only to the voters of a city, town or
11 village which it is the board of canvassers, as the case may be,
12 has by the greater number of votes been adopted or rejected.

13 2. All such determinations shall be in writing and signed by the
14 members of the canvassing board or a majority of them and filed
15 and recorded in the office of the board of elections. [Except in
16 the city of New York and in the counties of Nassau, Orange and
17 Westchester, the board of elections shall cause a copy of such

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 determinations, and of the statements filed in its office upon
2 which such determinations were based, to be published once in
3 each of the newspapers designated to publish election notices
4 and the official canvass. The statement of canvass to be
5 published, however, shall not give the vote by election
6 districts but shall contain only the total vote for a person, or
7 the total vote for and the total vote against a ballot proposal,
8 cast within the county, or within the portion thereof, if any,
9 in which an office is filled or ballot proposal is decided by
10 the voters if the canvass of the vote thereon devolves upon the
11 county board of canvassers. Such totals shall be expressed in
12 arabic numerals.]

13 3. The board of elections shall prepare and forthwith transmit
14 to each person determined by the canvassing board to have been
15 elected a certified statement, naming the office to which such
16 canvassing board has declared him elected.

17 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
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2016

LEGISLATIVE PROPOSAL

16-09

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act amend the election law in relation to permitting newspaper publication by reference to a board of elections website

SUMMARY OF PROVISIONS:

This bill adds a new section §1-108 of the Election Law to permit newspaper publication by reference to a board website.

JUSTIFICATION:

This allows newspaper publication requirements by prominently publishing in such newspapers a brief description of information available, the website address, and the phone number of the board of elections the voter may call for information. The bill couples effective use of newspapers as a means to advertise information availability with the greater capacity to provide information afforded by the internet. The bill also requires information to be provided in hard copy to persons requesting such information by phone or in person to avoid any reduction in access to published information.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to permitting newspaper publication by reference to a board of elections website.

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

1 Section 1. A new section 1-108 is added to the election law to
2 read as follows:

3 1. 1-108 Publication in newspapers. Notwithstanding any
4 provision of the this chapter to the contrary, a board of
5 elections or municipal officer required to publish information
6 in a newspaper pursuant to this chapter may satisfy such
7 newspaper publication requirement by prominently publishing in
8 such newspaper: (i) a brief description of the information
9 required to be published and the reference to the statute
10 requiring such newspaper publication, and (ii) the web address
11 at which the public can find the information required to be
12 published in the format required for newspaper publication of
13 such information by this chapter, and (iii) the phone number of
14 the board of elections the voter may call to obtain the
15 information required to be published in the newspaper by, at his

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 or her option, mail, electronic mail, facsimile transmission or
2 in person at the board of elections. A board of elections which
3 does not provide newspaper publication pursuant to this section
4 shall comply with the newspaper publication requirements as
5 provided in this chapter.

6 § 2. This act shall take effect immediately.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-10

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to filing electronic copies of political communications.

SUMMARY OF PROVISIONS:

This bill adds a new subdivision four to section §14-104 and subdivision 5 of section §14-107 of the Election Law

JUSTIFICATION:

Under current law, campaign materials (posters, flyers, and buttons) are submitted with the post-election reports by mail. This bill would clarify campaign materials may be filed electronically with the State Board of Elections.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to filing electronic copies of political communications.

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

1 Section 1. A new subdivision four is added to section 14-104 of
2 the election law to read as follows:

3 4. Political communications required to be filed with the State
4 Board of Elections pursuant to section 14-106 of the election
5 law or subdivision 5 of section 14-107 of the election law may
6 be filed electronically with the State Board of Elections.

7 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-11

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to provide for mandatory training curriculum for treasurers of political committees.

SUMMARY OF PROVISIONS:

This bill adds a new section §14-119 of the election law to provide for treasurer training.

This bill would require treasurers to complete a course of instruction within forty-five days after being first appointed. The curriculum shall be established by the State Board of elections and shall not exceed three hours of instruction. Biennially treasurers shall complete a course of instruction in continuing to comply with the requirements. The instructions shall not exceed one and one-half hours. The State Board of Elections shall provide the training required and in addition to other methods it may choose, a web based recorded format. Upon the failure of a treasurer to complete the course within the time required, the state board shall send a delinquency notice to the treasurer and/or candidate requiring the treasurer to come into compliance with the training obligations. A treasurer or candidate found to have violated this provision may be ordered by the court to, in lieu of or in addition to other penalties, participate in remedial training. Such remedial training may also, in the discretion of the chief enforcement counsel, be a component of any proposed settlement agreement.

JUSTIFICATION:

The work of a campaign treasurer to keep records and make disclosures required by law is significant. This legislation assists treasurers acquire the knowledge they need.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

To be determined.

EFFECTIVE DATE:

This act shall take effect on the first day of July 2018.

AN ACT to provide for mandatory training curriculum for treasurers of political committees.

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

1 Section 1. A new Section 14-119 of the election law is added to
2 read as follows:

3 1. Treasurers shall within forty-five days after being first
4 appointed as a treasurer complete a course of instruction
5 provided by the state board of elections on the requirements of
6 article fourteen of the election law and the campaign finance
7 regulations of the board of elections. The curriculum shall be
8 established by the state board of elections and shall not exceed
9 three hours of instruction.

10 2. Biennially treasurers shall complete a course of
11 instruction provided by the state board of elections to assist
12 treasurers in continuing to comply with the requirements of
13 article fourteen of the election law and the campaign finance
14 regulations of the board of elections. The curriculum shall be
15 established by the state board of elections and shall not exceed

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 one and one-half hours of instruction.

2 3. The state board of elections shall provide the training
3 required by subdivision two of this section through, in addition
4 to other methods it may choose, a web-based recorded format.

5 4. Upon the failure of a treasurer to complete the instruction
6 within the time required by this section, the state board of
7 elections shall send a delinquency notice to the treasurer on
8 notice to the candidate or candidates supported by the
9 committee, if applicable, requiring the treasurer to come into
10 compliance with the training obligations of this section or
11 resign as treasurer within forty-five days. If the treasurer
12 does not comply or resign by submitting the appropriate filings
13 within such time, the state board of elections shall issue an
14 order freezing the accounts of such committee until compliance
15 with this section is demonstrated or a new treasurer is duly
16 appointed.

17 5. A treasurer or candidate found to have violated a provision
18 of article fourteen, in appropriate circumstances as determined
19 by the court, may be ordered by the court to, in lieu of or in
20 addition to other penalties, participate in remedial training
21 which shall be provided by the state board of elections. Such

1 remedial training may also, in the discretion of the chief
2 enforcement counsel, be a component of any proposed settlement
3 agreement.

4 § 2. This act shall take effect on the first day of July 2018.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-12

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to poll worker shifts.

SUMMARY OF PROVISIONS:

This bill amends subdivision seven of section §3-400 of the election law to provide for flexibility in poll worker shifts.

JUSTIFICATION:

This bill would authorize the board of elections to employ election poll clerks to work shorter shifts with adjusted compensation. The Board of Elections is permitted to appoint election inspectors for half-day shifts under current law. This legislation allows boards of election to determine the length of such shorter shifts to meet their needs.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

New York State Board of Elections Legislative Proposal SBE 16-12

AN ACT to amend the Election Law in relation to poll worker shifts.

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

1 Section 1. Subdivision seven of section 3-400 of the election
2 law is amended to read as follows:

3 7. The board of elections may employ election inspectors to
4 work [half-day]split shifts with adjusted compensation,
5 provided, however, that at least one inspector is present at the
6 poll site for the entire time that the polls are open. Each
7 county board of elections shall prescribe the necessary rules
8 and procedures to ensure proper poll site operation.

9 § 2. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-13

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to publishing candidate website information.

SUMMARY OF PROVISIONS:

This bill requires the board of elections to publish links to candidate websites as identified by the candidates.

JUSTIFICATION:

This bill is designed to provide a gateway to candidate information by identifying for voters where to find a website designated by any candidate.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to publishing candidate website information.

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

1 Section 1. A new section 4-123 is added to the election law to
2 read as follows:

3 4-123 Publication of candidate websites.

4 1. The state board of elections shall publish on its website
5 the campaign website address designated by any candidates for
6 public office on the ballot at the next primary, special or
7 general election, except as provided in subdivision three of
8 this section. The candidate shall notify the board of elections
9 of his or her website address on the candidate's petition cover
10 sheet or in a separate writing signed by the candidate. Any
11 candidate who does not provide a website address shall be listed
12 as having not provided a website address for publication.

13 2. Each county or city board of elections shall publish the
14 website addresses of candidates for public office on the ballot
15 within the jurisdiction of such board at the next primary,

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 special or general election.

2 3. The state board of elections shall not publish any website
3 address found to be unrelated to candidacy for public office.
4 Such denial to publish a website address shall be reviewed only
5 in a special proceeding brought by the candidate pursuant to
6 article 78 of the civil procedure law and rules.

7 4. The state board of elections shall prominently display the
8 following disclaimer with relation to the list of candidate
9 website addresses: "The website addresses published here are
10 designated by the candidate. The board of elections is not
11 responsible for and expresses no opinion as to the content of
12 candidate websites."

13 § 2. The state board of elections shall within six months of
14 the effective date of this act promulgate rules or regulations
15 to implement this act which shall include the time of
16 publication and the format for publication of the list of
17 website addresses and objective criteria for making a
18 determination that a website is not related to candidacy for
19 public office.

20 § 3. This act shall take effect on the first day of December
21 after it shall become law.



NEW YORK
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2016

LEGISLATIVE PROPOSAL

16-14

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to providing special ballots for emergency responders.

SUMMARY OF PROVISIONS:

This bill provides emergency responders access to special ballots which can be returned to any board of elections and routed to the responder's appropriate board. This legislation requires all boards of elections to provide assistance to responders in the application and ballot return process. It authorizes ballot delivery processes commensurate to those available to military voters.

JUSTIFICATION:

This bill provides emergency responders access to special ballots so such persons will not lose their right to vote on account of service in response to an emergency.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to providing special ballots for emergency responders

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

1 Section 1. A new section 11-308 is added to the election law to
2 read as follows:

3 11-308 Special Ballots for Emergency Responders.

4 1. A registered voter who serves as an emergency responder in
5 times of emergency as declared by the governor or a court of
6 competent jurisdiction, may apply to the board of elections by
7 letter or special application via mail, facsimile or e-mail, for
8 a special ballot. Such application or letter may be delivered
9 to the board of elections at any time prior to any election,
10 without regard to deadlines for the receipt of absentee ballot
11 applications.

12 2. Emergency responders may utilize an absentee ballot
13 application to request a special ballot, or may file a written
14 statement that he or she will be unable to appear at the polling
15 place on the day of an election because his or her duties as an

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 emergency responder require such voter to be elsewhere. The
2 emergency responder shall designate a preference for the receipt
3 of a special ballot. The board of elections shall provide such
4 voter a special ballot immediately upon such request, and shall
5 utilize overnight express delivery for such mail ballot
6 delivery. If the designated preference is for facsimile or
7 electronic transmission, the ballot shall be furnished in the
8 same manner applicable to military voters who request ballots in
9 such format.

10 3. Such cast ballots may be delivered to any office of any
11 board of elections in the state of New York, or to any open poll
12 site not later than the close of the polls on election day.

13 4. Emergency responders shall receive assistance from ant
14 board of elections in the state in relation to applying for,
15 casting and return delivery of a special ballot, including
16 facsimile and electronic transmission services, ballot envelope
17 templates if necessary, and any other component of the special
18 ballot election process that will help ensure the
19 enfranchisement of such emergency responder.

20 5. Emergency responder special ballots received by boards of
21 elections from voters under the jurisdiction of another board of

1 elections shall be date and time-stamped and immediately
2 forwarded to the voter's board of elections. Such ballots shall
3 be timely if the time stamp of the first receiving board of
4 elections of elections is timely. Such ballots shall be cast and
5 canvassed pursuant to the provisions of section 9-209 of this
6 chapter and where an emergency responder's ballot and envelope
7 is not standard in appearance, it shall be cast and canvassed
8 consistent with the provisions of Section 10-125 of this
9 section.

10 6. For purposes of this section, emergency responders shall
11 include all persons called upon to provide emergency support,
12 relief or other service in the response to natural disasters,
13 acts of terrorism or sabotage, fire, power failure, and such
14 other circumstances which prompt the governor or a court of
15 competent jurisdiction to declare such emergency. Emergency
16 responders include, but are not limited to, medical personnel,
17 military personnel, utility company or similar contract
18 employees, fire department personnel, local and state emergency
19 management personnel and other state and local government
20 employees providing emergency response services.

21 8. The State Board shall develop and distribute to county

1 boards, sample form(s) and procedures to ensure the
2 participation of emergency responders in any election conducted
3 by a county board of elections.

4 § 2. This act shall take effect on the emergency day of December
5 after it shall become law.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-15

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: AN ACT to amend the election law, in relation to requiring campaign finance information of certain candidates or committees to be filed on an electronic reporting system.

SUMMARY OF PROVISIONS:

This bill would require all campaign finance filings pursuant to the election law to be filed with the state board of elections.

JUSTIFICATION:

This bill relieves duplicative filing requirements for political committees and also lifts an administrative burden from local boards of elections.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect in December 2018.

New York State Board of Elections Legislative Proposal SBE 16-15

AN ACT to amend the election law, in relation to requiring campaign finance information of certain candidates or committees to be filed on an electronic reporting system

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

1 § 1. Subdivisions 4 and 5 of section 14-102 of the election
2 law, as amended by chapter 406 of the laws of 2005, are amended
3 to read as follows:

4 4. Any committee which is required to file statements with
5 any board of elections pursuant to this article [and which
6 raises or spends or expects to raise or spend more than one
7 thousand dollars in any calendar year] shall file all such
8 statements pursuant to the electronic reporting system
9 prescribed by the state board of elections as set forth in
10 subdivision nine-A of section 3-102 of this chapter.
11 Notwithstanding the provisions of this subdivision, upon the
12 filing of a sworn statement by the treasurer of a political
13 committee which states that such political committee does not
14 have access to the technology necessary to comply with the
15 electronic filing requirements of subdivision nine-A of section

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 3-102 of this chapter and that filing by such means would
2 constitute a substantial hardship for such political committee,
3 the state board of elections may issue an exemption from the
4 electronic filing requirements of this article.

5 [5. Any committee which is required to file statements
6 pursuant to this article with county boards of elections shall
7 file in paper format to the county board of elections or in
8 electronic format if the legislative body of any county
9 provides, by local law, an electronic filing system and shall
10 file such statements by electronic reporting process to the
11 state board of elections.]

12 § 2. Subdivision 2 and 3 of section 14-104 of the election
13 law, as amended by chapter 406 of the laws of 2005, are amended
14 to read as follows:

15 2. Statements filed by any political committee authorized
16 by a candidate pursuant to this article which is required to
17 file such statements with any board of elections [and which
18 raises or spends or expects to raise or spend more than one
19 thousand dollars in any calendar year] shall file all such
20 statements pursuant to the electronic reporting system
21 prescribed by the state board of elections as set forth in

1 subdivision nine-A of section 3-102 of this chapter.

2 Notwithstanding the provisions of this subdivision, upon the
3 filing of a sworn statement by the treasurer of a political
4 committee authorized by a candidate pursuant to this article
5 which states that such committee does not have access to the
6 technology necessary to comply with the electronic filing
7 requirements of subdivision nine-A of section 3-102 of this
8 chapter and that filing by such means would constitute a
9 substantial hardship for such committee, the state board of
10 elections may issue an exemption from the electronic filing
11 requirements of this article.

12 [3. Any committee which is required to file statements
13 pursuant to this article with county boards of elections
14 shall file in paper format to the county board of elections or
15 in electronic format if the legislative body of any county
16 provides, by local law, an electronic filing system and shall
17 file such statements by electronic reporting process to the
18 state board of elections.]

19 § 3. This act shall take effect December 15, 2018



NEW YORK
STATE OF
OPPORTUNITY™

**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-16

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law to ensure certain notification requirements are cost-effective and efficient.

SUMMARY OF PROVISIONS:

Section 1 of the bill updates election law section 4-117 to provide the annual mail check notices sent by boards of elections be sent by mail with the necessary and current postal instructions to ensure undelivered notices are duly returned to the boards of elections, that the mail pieces are not forwarded in the mail but rather returned to the board of elections with all of the available forwarding information needed to update voter records.

Section 2 of the bill similarly updates section 5-210 of the election law to ensure notices mailed to voters pursuant to their application to register to vote are properly endorsed.

JUSTIFICATION:

The United States Postal Service no longer recognizes the postal endorsement "ADDRESS CORRECTION REQUESTED" yet this endorsement is still mandated by Election Law section 4-117 and 5-210. This bill amends the election law to allow the state board of elections to designate the appropriate postal instructions for the annual mail check notice and the notices sent to voters after they submit an application for voter registration.

By way of background, the notice required by 4-117 annually informs voters of the dates of upcoming elections, the location of their poll site and other important information. This mailing must not be forwarded and the forwarding information needs to return to boards of elections because this information is essential to update voter records, and if the mailing was forwarded to voters who have moved, those voters would be instructed to go to the wrong poll site or, in the case of those who moved out of the county or City of New York, falsely informed they are still registered to vote.

This bill accomplishes two things. It permits standard mail for the annual notice coupled with necessary postal endorsements to ensure "no forwarding" and the prompt return of updated address information to the local board of elections for mail that cannot be delivered as addressed. The bill also removes from two sections of the election law the mandated use of a postal endorsement that is no longer recognized by postal authorities.

The change to election law 4-117 would allow the annual informational mailing to New York's 10.7 million active voters to be accomplished by standard mail with postal endorsements ensuring the same "no forwarding" and return-mail features of a current first-class mailing that is properly endorsed for those services.

Because the current first-class postcards used by boards of elections for the annual notice cannot exceed standard postcard dimensions without increasing postage costs, voters often complain the notices are easy to miss and hard to read. The postal dimensions permitted by standard mail at the lowest rate are larger. This means the annual mail notice sent in the future by standard mail can be larger and more readable while including additional information.

This bill would save county boards of elections as much as \$800,000 to \$1 million annually, increase the informational value of the annual notice while sacrificing none of the list maintenance information generated by the mailing.

LEGISLATIVE HISTORY:

A New bill.

FISCAL IMPACT:

None to the state. A savings of \$800 thousand to \$1 million for county boards of elections.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law to ensure cost effective and efficient annual voter notification by mail

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

1 Section 1. Subdivision 1 of section 4-117 of the election law,
2 as amended by chapter 288 of the laws of 2009 is amended to read
3 as follows:
4 § 4-117. Check of registrants and information notice by Mail.
5 1. The board of elections, between August first and August fifth
6 of each year, shall send by [first class] mail on which is
7 endorsed] [' ' ADDRESS CORRECTION REQUESTED ' '] such language
8 designated by the state board of elections to ensure postal
9 authorities do not forward such mail but return it to the board
10 of elections with forwarding information, when it cannot be
11 delivered as addressed and which contains a request that any
12 such mail received for persons not residing at the address be
13 dropped back in the mail, a communication, in a form approved by
14 the state board of elections, to every registered voter who has
15 been registered without a change of address since the beginning
16 of such year, except that the board of elections shall not be

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 required to send such communications to voters in inactive
2 status. The communication shall notify the voter of the days and
3 hours of the ensuing primary and general elections, the place
4 where he appears by his registration records to be entitled to
5 vote, the fact that voters who have moved or will have moved
6 from the address where they were last registered must re-
7 register or, that if such move was to another address in the
8 same county or city, that such voter may either notify the board
9 of elections of his new address or vote by paper ballot at the
10 polling place for his new address even if such voter has not re-
11 registered, or otherwise notified the board of elections of the
12 change of address. If the location of the polling place for the
13 voter's election district has been moved, the communication
14 shall contain the following legend in bold type: **YOUR POLLING
15 PLACE HAS BEEN CHANGED. YOU NOW VOTE AT-----**'. The
16 communication shall also indicate whether the polling place is
17 accessible to physically disabled voters, that a voter who will
18 be out of the city or county on the day of the primary or
19 general election or a voter who is ill or physically disabled
20 may obtain an absentee ballot, that a physically disabled voter
21 whose polling place is not accessible may request that his
22 registration record be moved to an election district which has a

1 polling place which is accessible, the phone number to call for
2 applications to move a registration record or for absentee
3 ballot applications, the phone number to call for the location
4 of registration and polling places, the phone number to call to
5 indicate that the voter is willing to serve on election day as
6 an election inspector, poll clerk, interpreter or in other
7 capacities, the phone number to call to obtain an application
8 for registration by mail, and such other information concerning
9 the elections or registration as the board may include. In lieu
10 of sending such communication to every registered voter, the
11 board of elections may send a single communication to a
12 household containing more than one registered voter, provided
13 that the names of all such voters appear as part of the address
14 on such communication.

15 § 2. Subdivision 9 of section 5-210 of the election law, as
16 amended by chapter 62 of the laws of 2010, is amended to read as
17 follows:

18 9. The county board of elections shall, promptly and in any
19 event, not later than twenty-one days after receipt by it of the
20 application, verify the identity of the applicant. In order to
21 do so, the county board of elections shall utilize the
22 information provided in the application and shall attempt to

1 verify such information with the information provided by the
2 department of motor vehicles, social security administration and
3 any other lawful available information source. If the county
4 board of elections is unable to verify the identity of the
5 applicant within twenty-one days of the receipt of the
6 application, it shall immediately take steps to confirm that the
7 information provided by the applicant was accurately utilized by
8 such county board of elections, was accurately verified with
9 other information sources and that no data entry error, or other
10 similar type of error, occurred. Following completion of the
11 preceding steps, the county board of elections shall mail (a) a
12 notice of its approval, (b) a notice of its approval which
13 includes an indication that such board has not yet been able to
14 verify the identity of the applicant and a request for more
15 information so that such verification may be completed, or (c) a
16 notice of its rejection of the application to the applicant in a
17 form approved by the state board of elections. Notices of
18 approval, notices of approval with requests for more information
19 or notices of rejection shall be sent by nonforwardable first
20 class or return postage guaranteed mail on which is endorsed
21 [' 'ADDRESS CORRECTION REQUESTED' '] such language designated by
22 the state board of elections to ensure postal authorities do not

1 forward such mail but return it to the board of elections with
2 forwarding information, when it cannot be delivered as addressed
3 and which contains a request that any such mail received for
4 persons not residing at the address be dropped back in the mail.
5 The voter's registration and enrollment shall be complete upon
6 receipt of the application by the appropriate county board of
7 elections. The failure of a county board of elections to verify
8 an applicant's identity shall not be the basis for the rejection
9 of a voter's application, provided, however, that such
10 verification failure shall be the basis for requiring county
11 board of elections to take the additional verification steps
12 provided by this chapter. The notice shall also advise the
13 registrant of the date when his registration and enrollment is
14 effective, of the date and the hours of the next regularly
15 scheduled primary or general election in which he will be
16 eligible to vote, of the location of the polling place of the
17 election district in which he is or will be a qualified voter,
18 whether such polling place is accessible to physically
19 handicapped voters, an indication that physically handicapped
20 voters or voters who are ill or voters who will be out of the
21 city or county on the day of the primary or general election,
22 may obtain an absentee ballot and the phone number to call for

1 absentee ballot applications, the phone numbers to call for
2 location of polling places, to obtain registration forms and the
3 phone number to call to indicate that the voter is willing to
4 serve on election day as an inspector, poll clerk or
5 interpreter. The notice of approval, notice of approval with
6 request for more information or notice of rejection shall also
7 advise the applicant to notify the board of elections if there
8 is any inaccuracy. The form of such mail notification shall be
9 prescribed by the state board of elections and shall contain
10 such other information and instructions as it may reasonably
11 require to carry out the purposes of this section. The request
12 for more information shall inform the voter that "THE FAILURE
13 TO CONTACT THE BOARD OF ELECTIONS AND CORRECT ANY INACCURACIES
14 IN THE APPLICATION OR PROVIDE REQUESTED ADDITIONAL INFORMATION
15 MAY RESULT IN A REQUEST FOR IDENTIFICATION AT THE POLLS IN ORDER
16 TO CAST A VOTE ON A VOTING MACHINE." If such notice is returned
17 undelivered without a new address, the board shall forthwith
18 send such applicant a confirmation notice pursuant to the
19 provisions of section 5-712 of this article and place such
20 applicant in inactive status. The state board of elections shall
21 prepare uniform notices by this section as provided for in
22 subdivision eight of section 3-102 of this chapter.

1 Section 3. This act shall take effect immediately.



NEW YORK
STATE OF
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-17

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the election law in relation to number of voters in election district and number of party committeepersons per election district.

SUMMARY OF PROVISIONS:

This bill amends Election Law § 4-100 to permit election districts to contain up to 2,000 voters, an increase from the 1,150 permitted by statute currently. The bill also amends Election Law § 2-104 to permit county committees of political parties to increase the number of county committee members in an election district proportional to the party vote from the district. Current law permits an increase from two to a maximum of four. This bill allows the county committee to determine the upper limit

JUSTIFICATION:

The current cap on the number registrants in an election district was derived based on the capacity of the lever voting machines to process voters. Because the lever machines could manage only one ballot style at a general election, each lever machines could be assigned to only one district. The optical scan voting systems in New York have considerably more capacity and can accommodate more than one election district. Further, not only can Election Day optical scanners manage far more than 2,000 voters in a single day, the assignment of scanners is no longer based on Election District population but rather on the total voter population at a poll site because the scanners can read and keep separate tabulations for multiple ballot styles. Accordingly, the current limit on the maximum number of registrants in an election district serves no purpose. Increasing election district size to 2,000 registrants reduces the number of separate ballot styles for each election and thereby reduces the number of individual units within which an elections is administered. This reduces costs, increases efficiency and reduces voter confusion at poll sites.

To ensure political parties do not suffer a collateral loss of committeepersons as a result of an anticipated decrease in the total number of election districts, this bill allows political parties broad flexibility to determine the number of committeepersons for each election district (minimum of two), provided such increased number is apportioned in accordance with the party vote for governor. Functionally, each county committee can determine the overall size of its membership if it desires to have more than two members per election district.

LEGISLATIVE HISTORY:

New proposal

FISCAL IMPACT:

Cost savings to county boards of elections.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to number of voters in election district and number of party committeepersons per election district.

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

1 Section 1. Paragraph (a) of subdivision three of section 4-100
2 of the election law is amended to read as follows:

3 3. a. Each election district shall be in compact form and
4 may not be partly within and partly without a ward, town, city,
5 a village which has five thousand or more inhabitants and is
6 wholly within one town, or a county legislative, assembly,
7 senatorial or congressional district. Except as provided in
8 paragraph b of this subdivision, election district boundaries,
9 other than those boundaries which are coterminous with the
10 boundaries of those political subdivisions mentioned in this
11 paragraph, must be streets, rivers, railroad lines or other
12 permanent characteristics of the landscape which are clearly
13 visible to any person without the need to use any technical or
14 mechanical device. An election district shall contain not more
15 than [~~nine hundred fifty~~] two thousand registrants (excluding
16 registrants in inactive status) [~~or, with the approval of the~~

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 ~~county board of elections, not more than eleven hundred~~
2 ~~fifty registrants (excluding registrants in inactive status)],~~
3 but any election-district may be divided for the convenience of
4 the voters.

5 § 2. Subdivision 1 of section 2-104 of the election is amended
6 to read as follows:

7 § 2-104. County committee; creation. 1. The county committee
8 of each party shall be constituted by the election in each
9 election district within such county of at least two members and
10 of such additional members [~~, not in excess of two,~~] as the rules
11 of the county committee of the party within the county or the
12 statement filed pursuant hereto may provide for such district,
13 proportional to the party vote in the district for governor at
14 the last preceding gubernatorial election, or in case the
15 boundaries of such district have been changed or a new district
16 has been created since the last preceding gubernatorial
17 election, proportional to the party vote cast for member of
18 assembly or in the event there was no election for member of
19 assembly, then proportional to the number of enrolled voters of
20 such party in such district on the list of enrolled voters last

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 published by the board of elections, excluding voters in
2 inactive status. In a county in which no additional members are
3 provided for by the rules of the county committee or the
4 statement filed pursuant hereto the voting power of each member
5 shall be in proportion to such party vote or, if the election
6 district which such member represents was created or changed
7 since the last election for member of assembly, proportional to
8 such party enrollment. In a county in which additional members
9 are so provided for, on the basis of the party vote or
10 enrollment in election districts within such county, each member
11 shall have one vote. Each member of a county committee shall be
12 an enrolled voter of the party residing in the county and the
13 assembly district from which or in the assembly district
14 containing the election district in which such member is elected
15 except that a member of a county committee who, as a result of
16 an alteration of assembly district lines, no longer resides
17 within such assembly district may continue to serve for the
18 balance of the term to which he was elected.

19
20 § 3. This act shall take effect immediately.

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.



NEW YORK
STATE OF
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-18

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: AN ACT to amend the election law in relation to satisfying filing requirements.

SUMMARY OF PROVISIONS:

This bill would allow filings with a local campaign finance board to meet state filing requirements and thereby eliminate duplicative filings when the local filing contains all of the information required by state law.

JUSTIFICATION:

This bill relieves duplicative filing requirements for political committees while ensuring no loss of transparency in campaign finance disclosure.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to satisfying filing requirements.

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

1 Section 1. The election law is amended by adding a new section
2 14-105 to read as follows:

3 14-105. Elimination of duplicate electronic filing.

4 1. Any candidate or authorized political committee of a
5 candidate required to file electronically with the State Board
6 of Elections shall be deemed to have satisfied such filing
7 requirements upon making electronic filings with a local
8 campaign finance board, provided the State Board of Elections
9 determines: (i) the filing format, standards and review and
10 audit of filings of such campaign finance board meet or exceed
11 the requirements imposed by this article, and (ii) the campaign
12 finance filing data of such local campaign finance board is
13 publically available in a manner at least substantially
14 equivalent to the State Board of Elections publication of
15 campaign finance filings, and (iii) such local campaign finance

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 board will provide the chief enforcement counsel of the State
2 Board notice of filing delinquencies and non-filings.

3 2. If the State Board permits filings with a local campaign
4 finance board to be deemed filings with the State Board of
5 elections, the State Board shall provide a link on its website
6 to the public disclosure and search functions of the website of
7 such local campaign finance board.

8 3. A determination permitting filings with a local campaign
9 finance board to be deemed filings with the State Board of
10 elections shall be revoked upon a determination the local
11 campaign finance board no longer complies with any of the
12 criteria enumerated (i), (ii) and (iii) in subdivision one of
13 this section.

14 § 2. This act shall take effect immediately.



NEW YORK
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**Board of
Elections**

2016

LEGISLATIVE PROPOSAL

16-19

MEMORANDUM IN SUPPORT

ASSEMBLY BILL# A.

SENATE BILL# S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: AN ACT to amend the election law in relation to local proposition clarity.

SUMMARY OF PROVISIONS:

This legislation clarifies that the state board of elections does not approve of local ballot question language. The legislation also harmonizes the filing deadline to get a proposition on the ballot.

JUSTIFICATION:

This bill clarifies the role of the state board of elections in the context of local propositions and sets a timeframe for filing ballot propositions which is workable.

LEGISLATIVE HISTORY:

None.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to local proposition clarity.

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

1 Section 1. Section 4-108 of the election law is amended to read
2 as follows:

3 4-108. Certification of proposed constitutional amendments and
4 questions

5 1. a. Whenever any proposed amendment to the constitution or
6 other question provided by law to be submitted to a statewide
7 vote shall be submitted to the people for their approval, the
8 state board of elections at least three months prior to the
9 general election at which such amendment, proposition or
10 question is to be submitted, shall transmit to each county board
11 of elections a certified copy of the text of each amendment,
12 proposition or question and a statement of the form in which it
13 is to be submitted.

14 b. In addition to the text, such transmittal shall contain an
15 abstract of such proposed amendment, proposition or question,

EXPLANATION: Matter underscored is new; matter bracketed [] is old law to be omitted.

1 prepared by the state board of elections concisely stating the
2 purpose and effect thereof in a clear and coherent manner using
3 words with common and everyday meanings.

4 c. The attorney general shall advise in the preparation of
5 such abstract and such form of submission.

6 2. Whenever any proposal, proposition or referendum as
7 provided by law is to be submitted to a vote of the people of a
8 county, city, town, village or special district, at an election
9 conducted by the board of elections, the clerk of such political
10 subdivision, at least [thirty-six days] three months¹ prior to
11 the election at which such proposal, proposition or referendum
12 is to be submitted, shall transmit to each board of elections a
13 certified copy of the text of such proposal, proposition or
14 referendum and a statement of the form in which it is to be
15 submitted. If a special election is to be held, such transmittal
16 shall also give the date of such election. In addition to the
17 text, such transmittal shall contain an abstract of such
18 proposed amendment, proposition or question concisely stating
19 the purpose and effect thereof in a clear and coherent manner

1 using words with common and everyday meanings.

2 3. Such certified copy shall set out all new matter in italics
3 and enclose in brackets, [], all matter to be eliminated from
4 existing law, and at the bottom of each page shall be appended
5 the words:

6 ~~[d. In addition to the text, such transmittal shall contain an~~
7 ~~abstract of such proposed amendment, proposition or question,~~
8 ~~prepared by the state board of elections concisely stating the~~
9 ~~purpose and effect thereof in a clear and coherent manner using~~
10 ~~words with common and everyday meanings.]~~

11 4. The form in which the proposed amendment, proposition or
12 question is to be submitted shall consist of only an abbreviated
13 title indicating generally and briefly, and in a clear and
14 coherent manner using words with common and every-day meanings,
15 the subject matter of the amendment, proposition or question. If
16 more than one such amendment, proposition or question is to be
17 voted upon at such election, each such amendment, proposition or
18 question respectively shall be separately and consecutively
19 numbered.

¹ The "three months" period is the same period applicable for filing questions with the state board of elections. Local filing requirements, however, may need to be closer to the election to meet obligations of localities under

1 ~~[3. The attorney general shall advise in the preparation~~
2 ~~of such abstract and such form of submission.]~~

3 § 2. This act shall take effect immediately.

other laws so it should be regarded as a placeholder. But the current timeframe of thirty-six days is unworkable.