# Supporting The Passage Of New York State Senate Bill 06417 And Assembly Bill 08740, An Act To Amend The Election Law, In Relation To The Reimbursement To Counties And The City of New York Of The Costs Associated With Administering Primary Elections

Referred to: The Laws and Rules, Governmental Services Committee (Chairman Richard Parete and Legislators Archer, Donaldson, Roberts, and Ronk)

Legislator Lynn Archer and Legislators Gregorius, Provenzano, and Wishnick offer the following:

WHEREAS, Senate Bill 06417 and Assembly Bill 8740 have been introduced in the 2013-2014 Legislative Session which reimburses counties and the City of New York the costs associated with administering a second primary elections as a result of not combining State and Federal primaries; and

WHEREAS, the Federal Overseas Voter Empowerment (MOVE) Act required primary elections dates that allow military and overseas citizens to register and vote with sufficient time for their ballots to be sent, delivered, cast, returned and counted; and

WHEREAS, U.S. District Court Judge Gary Sharpe (N.D.N.Y.) has ordered that this year's primary for federal offices are to be conducted on June 24, 2014; and

WHEREAS, because New York State has again not changed the date of the State and local primaries to match the Federal primary date, the result will again be two complete election cycles, including petitioning, machine set up and programming, election day voting procedures and canvas and re-canvas processes; and

WHEREAS, in 2012, Ulster County's cost for the two separate primaries was \$72,609.66 for the Federal primary and \$62,432.69 for the State and local primary; and

WHEREAS, this legislation will not only reimburse the estimated expenses for a second primary, it will address an unfunded and unnecessary mandate; now, therefore be it

RESOLVED, that the Ulster County Legislature urges the New York State Governor and Legislature to ensure the passage of Senate Bill 6417 and Assembly Bill 8740 within this legislative session; and, be it further

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## Resolution No. 147 April 15, 2014

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RESOLVED, the Clerk of the Ulster County Legislature shall forward copies of this resolution to Governor Andrew Cuomo, New York State Senate Majority Co-Leader Dean Skelos, Majority Co-Leader Jeff Klein, Senate Minority Leader Andrea Stewart-Cousins, Senate Election Committee Chair Thomas O'Mara, and Senators William Larkin, Jr., John Bonacic, Cecelia Tkaczyk and James Seward, New York State Assembly Speaker Sheldon Silver, Assembly Majority Leader Joseph Morelle, Assembly Minority Leader Brian Kolb, Assembly Election Law Committee Chair Michael Cusick and Assemblymen Claudia Tenney, Peter Lopez, Kevin Cahill and Frank Skartados,

and move its adoption.

#### ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0 (Absent: Legislator Briggs)

Passed Committee: Laws and Rules, Governmental Services on April 14, 2014

FINANCIAL IMPACT: NONE

STATE OF NEW YORK

COUNTY OF ULSTER

ss:

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the  $15^{\text{th}}$  Day of April, 2014, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 16<sup>th</sup> Day of April in the year Two Thousand and Fourteen.

<u>|s| Victoria A. Fabella</u> Victoria A. Fabella, Clerk Ulster County Legislature