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Election Law Proposals for 2013

The following is a brief description of the State Board of Elections legislative proposals to address the administration of elections for 2013.

- SBE 13-01 **Poll Watcher Qualifications:** This bill amends subdivision 4 of §8-500 of the Election Law to prohibit candidates from being poll watchers in those districts where they are running for office.
- SBE 13-02 **Filing of Papers by Express Courier:** This bill adds a new subdivision (3) to §1-106 of the Election Law to recognize delivery services other than the United States Postal Service for the delivery of papers under the Election Law. The bill also amends §5-210(3) to include the State Board of Elections as an entity to receive timely voter registration forms.
- SBE 13-03 **Exempt Election Workers from Jury Duty:** This bill amends Judiciary Law §524 to provide an exemption from jury duty for election inspectors, poll clerks and election coordinators.
- SBE 13-04 **Publication of Election Results:** This bill would eliminate the outdated and costly requirement that certified election results be printed in certain legal ads.
- SBE 13-05 **Addition of 13th Judicial District** — Addresses the creation of a 13th Judicial District representing Richmond County.
- SBE13-06 **Ballot usability**— Article 7 changes enable a more legible ballot, and contributes greatly to ballot clarity, for voters as well as election administrators. Eliminates party emblems, pointer fists, standardizes font requirements and the appearance of candidate names and offices titles, eliminates the requirement to print candidate names using all capital letters, among other similar beneficial changes.
- SBE 13-07 **Retention of Computerized Lists of Registration Records utilized as Poll Books -** Synchronizes the retention period of computerized poll books with the 2-year retention period of other election-related documents.

- SBE 13-08 *Prohibits Posters, Labels and Stickers* – Addresses concern for the use of stickers and labels on optical scan ballots for any purpose, including write-in voting.
- SBE 13-09 *Eliminates Party Emblems* – These changes enable the ballot usability goals of SBE 12-06, above.

This list is exclusive of any of the legislative proposals that may be needed as a result of the moving of the primary date. In addition, we anticipate other usability type documents that help with ballot layout and various proposals dealing with the canvass of votes at the Boards of Election.

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 qualifications of poll watchers.

SUMMARY OF PROVISIONS:

This bill amends subdivision 4 of §8-500 of the election law to prohibit candidates from being poll watchers in those districts where they are running for office.

JUSTIFICATION:

The possibility of active or passive electioneering, or the appearance thereof, is eliminated by prohibiting candidates from being poll watchers in the districts where they are candidates on the ballot.

LEGISLATIVE HISTORY:

The State Board proposed this as legislation in 1998, 1999, 2005 ,2010 and 2011.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

New York State Board of Elections Legislative Proposal SBOE 13-01

AN ACT to amend the election law in relation to qualifications of poll watchers.

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

1 Section 1. Subdivision 4 of section 8-500 of the election law is
2 amended to read as follows:

3 4. Each watcher must be a qualified voter of the city or county
4 in which he is to serve and no person shall be appointed or act
5 as a watcher who is a candidate for any public office to be voted
6 for by the voters of the district in which he is to serve.

7 §2. This act shall take effect immediately.

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

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 filing of papers.

SUMMARY OF PROVISIONS:

This bill adds a new subdivision (3) to §1-106 of the Election Law to recognize delivery services other than the United States Postal Service for the delivery of papers under the Election Law.

The bill also amends §5.210(3) to include the State Board of Elections as an entity to receive timely voter registration forms.

JUSTIFICATION:

The Election Law was developed when the only trusted delivery service was the United States Postal Service. Since that time many reliable private courier services have come into existence, such as Federal Express, United Parcel Service, and other “overnight” courier services. This bill adopts the system used by both the New York State Division of Tax and Finance and the Federal Internal Revenue Service in only allowing recognized delivery services.

Currently if a person sends their voter registration information in a timely manner to an erroneous County Board of Elections, the correct Board of Elections will deem that registration information as timely and process the information. This amendment would clarify that if that information is erroneously sent to the New York State Board of Elections, but is otherwise timely, that this information will be deemed timely and processed by the correct County Board of Elections upon their receipt.

LEGISLATIVE HISTORY:

The State Board proposed this as legislation in 2010 ,2011 and 2012.

FISCAL IMPACT:

None.

EFFECTIVE DATE:

This act shall take effect immediately.

AN ACT to amend the election law in relation to filing of papers.

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

1 Section 1. Section 1-106 of the election law is amended by adding
2 a new subdivision (3) to read as follows:

3 3.(A) Any reference in this title to the United States mail
4 shall be treated as including a reference to any delivery service
5 designated by the secretary of the treasury of the United States
6 pursuant to section seventy-five hundred two of the internal
7 revenue code and any reference in this title to a postmark or a
8 postmark by the United States mail shall be treated as including
9 a reference to any date recorded or marked in the manner
10 described in section seventy-five hundred two of the internal
11 revenue code by a designated delivery service. If the State
12 Board of Elections finds that any delivery service designated by
13 such secretary is inadequate for the needs of the state, the
14 State Board of Elections may withdraw such designation for
15 purposes of this article. The State Board of Elections may also
16 designate additional delivery services meeting the criteria of
17 section seventy-five hundred two of the internal revenue code for
18 purposes of this article, or may withdraw any such designation if
19 the State Board of Elections finds that a delivery service so
20 designated is inadequate for the needs of the state. Any

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

1 reference in this title to the United States mail shall be
2 treated as including a reference to any delivery service
3 designated by the State Board of Elections and any reference in
4 this title to a postmark by the United States mail shall be
5 treated as including a reference to any date recorded or marked
6 in the manner described in section seventy-five hundred two of
7 the internal revenue code by a delivery service designated by the
8 State Board of Elections.

9 (B) Any equivalent of registered or certified mail designated by
10 the United States secretary of the treasury, or as may be
11 designated by the State Board of Elections pursuant to the same
12 criteria used by such secretary for such designations pursuant to
13 section seventy-five hundred two of the internal revenue code,
14 shall be included within the meaning of registered or certified
15 mail as used in this title. If the State Board of Elections
16 finds that any equivalent of registered or certified mail
17 designated by such secretary or the State Board of Elections is
18 inadequate for the needs of the state, the State Board of
19 Elections may withdraw such designation for purposes of this
20 article.

21 § 2. Section 5-210(3) is amended to read as follows:

22 3. Completed application forms, when received by any [county]
23 board of elections.

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

1 § 3. This act shall take effect immediately.

MEMORANDUM IN SUPPORT

ASSEMBLY BILL # A.

SENATE BILL # S.

ASSEMBLY SPONSOR(S):

SENATE SPONSOR(S):

TITLE: An act to amend the judiciary law in relation to providing an exemption from jury duty for service as an election inspector, poll clerk or election coordinator

SUMMARY OF PROVISIONS:

This bill amends Judiciary Law section 524. This act provides for an exemption from jury duty for service as an election inspector, poll clerk or election coordinator

JUSTIFICATION:

Providing an exemption from jury duty for election day workers is a reward for this public service

LEGISLATIVE HISTORY:

This proposal has been submitted by the Board in past years.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

This law shall take effect on the first day of January next succeeding the date on which it shall have become law.

AN ACT amend the judiciary law in relation to providing an exemption from jury duty for service as an election inspector, poll clerk or election coordinator.

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

1 Section 1. Subdivision (a) of section 524 of the judiciary law is
2 amended to read as follows:

3 (a) A person who has served on a grand or petit jury in any
4 court of the unified court system or in a federal court or acted
5 as an election inspector, poll clerk or election coordinator
6 pursuant to title IV of article 3 of the election law shall not
7 be competent to serve again as a trial or grand juror in any
8 court of the unified court system for four years subsequent to
9 the last day of such service, provided, however, that any person
10 who serves on a grand or petit jury for more than ten days shall
11 not be competent to serve again as a trial or grand juror for a
12 period equal to the period authorized by this subdivision or
13 subdivision (c) of this section, as appropriate, plus four years.

14 § 7. This act shall take effect on the first day of January next
15 succeeding the date on which it shall have become a law.

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

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. The current requirement to subsequently publish the certified results are antiquated, redundant and costly.

LEGISLATIVE HISTORY:

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

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 by adding
2 to read 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, town
7 or village office of a city, town or village of which it is the
8 board of canvassers. The canvassing board shall also determine
9 whether any ballot proposal submitted only to the voters of the
10 county, or only to the voters of a city, town or village which it
11 is the board of canvassers, as the case may be, has by the
12 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
18 determinations, and of the statements filed in its office upon
19 which such determinations were based, to be published once in

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

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

14 § 2. This act shall take effect immediately.

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

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 that the 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:

New bill.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

Immediately.

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

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

3 § 9-200. Canvass of primary returns by board of elections;
4 notices to delegates; certificates

5

6 2. The board forthwith upon the completion of the canvass for
7 members of a state committee and delegates and alternates to a
8 national, state or judicial district convention, shall transmit
9 to the state board of elections a certificate stating the name
10 and residence of each member of a state
11 committee and delegate and alternate elected from a district
12 wholly within the jurisdiction of such board, except that, in
13 respect to a judicial district convention in the first, second,
14 eleventh, [and]twelfth, and thirteenth judicial districts, the
15 board of elections, instead of transmitting such certificate,
16 shall compile the roll of the convention and transmit it to the
17 chairman or secretary of the committee which, by party rules, is
18 empowered to fix the time and place of the convention. The board

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

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

12

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

15

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

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

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1 alternates shall appear on the roll in the order in which their
2 names appear on the petition which designated them. The state
3 board of elections shall transmit copies of the certified
4 statements of the votes for delegates and alternates to a
5 national convention of a party to the chairman and secretary of
6 the state committee of such party.

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

**NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER:

SPONSOR:

TITLE OF BILL: An act to amend Article 7 of the election law in relation to the form of ballots.

PURPOSE: This bill attempts to modernize and streamline the provisions relating to the form of the ballots as required by the recent transition to the use of optical scan voting systems throughout New York State.

SUMMARY OF PROVISIONS:

- Makes certain changes intended to increase the readability and usability of ballots. Specifically the bill removes the requirement to include images of a fist and the party emblem within the party name box when creating ballot layouts. In addition, it modifies the script font provisions to require a clearer, more readable font.
- Reworks the ballot instructions required to be placed on election day and absentee ballots. These modifications are an attempt to make the instructions more visible, readable and understandable. The bill also makes various modifications to the layout requirements to allow more use of the entire ballot space when designing the ballot layout.
- Clarifies that only those ballots provided by the Board of Elections shall be used as emergency ballots.
- Clarifies the provisions relating to the number of envelopes to be used in conjunction with all absentee ballots and specifies what information is to be contained thereon.
- Repeals those provisions of the law that authorize the use of ballot pasters.
- Updates the ballot inspection provisions.

JUSTIFICATION:

These changes will address a number of voter and election administrator concerns tracked in the State Board of Elections pilot project, and noted thereafter in the

monitoring of actual use of the optical scan voting systems which have replaced lever voting machines.

LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

None.

EFFECTIVE DATE:

This bill shall take effect immediately.

1 **§ 7-100. Ballots; provision for**

2

3 Ballots shall be provided for every election at which public or party officers are to be
4 nominated or elected.

5

6

7 **§ 7-102. Ballot; placing names and ballot proposals thereon**

8

9 1. The names of all candidates and the form of submission of all duly certified ballot
10 proposals shall be printed upon the official ballot except that at a primary election, no
11 ballot proposals or names of candidates for uncontested offices or party positions shall
12 be printed upon the official ballot.

13

14 2. In the event that two or more persons with identical names are designated as
15 candidates for the same office or position at any primary election, a different number
16 shall be included with the name of every candidate for such office or position on such
17 ballot. Such number shall be in Arabic numerals and shall be placed at the beginning of
18 each such candidate's name. The board of elections with which the certificates or
19 petitions of designation for such candidates are filed shall determine such numbers by
20 lot not later than ten days after the last day to file such certificates or petitions upon at
21 least five days written notice by first class mail to each such candidate. Such notice shall
22 also contain information concerning the provisions of subdivision four of this section and
23 the deadlines for filing the information provided for in such subdivision four.

24

25 3. a. In the event that a candidate in a primary election believes that the name of another
26 candidate for the same office or position at such election is sufficiently similar to his or
27 hers so as to cause confusion among the voters, such candidate may, not later than five
28 days after the last day to file the certificates or petitions of designation, file with the board
29 of elections with which such certificates or petitions of designation are filed, a request
30 that such board determine that such a sufficient similarity exists.

31

32 b. The board of elections shall meet to hear arguments on, and make a determination
33 with respect to such a request, not later than seven days after the last day to make such
34 request, upon five days written notice by first class mail to every candidate for such

1 office or position. Such notice shall also contain information concerning the provisions of
2 subdivision four of this section and the deadlines for filing the information provided for in
3 such subdivision four.

4
5 c. If such board makes a determination that such a similarity exists, it shall forthwith
6 assign a different number, which it shall determine by lot, to be included with the name
7 of every candidate for such office or position on such ballot. Such number shall be in
8 arabic numerals and shall be placed at the beginning of each such candidate's name.

9
10 4. a. If such board assigns numbers to candidates' names pursuant to the provisions of
11 subdivision two or three of this section it shall also prepare for distribution at such
12 election, a leaflet which contains biographical information on each such candidate, on
13 one side of a single sheet of paper in the order of the numbers it has assigned to such
14 candidates. If such leaflet is published in a second language in addition to English, the
15 two language versions shall appear on opposite sides of the same sheet of paper. Such
16 biographical information may not exceed one hundred words and may only include such
17 candidate's name, address, present and past public offices held, present and past
18 occupations and employers, other public service experience, educational background
19 and organizational affiliations.

20
21 b. Each candidate for an office or position for which such numbers are assigned may file
22 with such board, not later than fourteen days after such determination, any or all of the
23 information permitted by paragraph a of this subdivision in the form in which such
24 candidate wishes such information to appear in such leaflet. If such board determines
25 that such filing does not comply with the requirements of this subdivision, it shall notify
26 such candidate forthwith by first class mail. Such candidate may file revised information
27 with such board not later than ten days after such notice was mailed. If a candidate does
28 not make a filing within the times prescribed by this paragraph, the words "no
29 information supplied" shall appear next to his or her name on such leaflet.

30
31 **§ 7-104. Ballots; form of, voting machine**

32
33 1. All ballots shall be printed and/or displayed in a format and arrangement, of such
34 uniform size and style as will fit the ballot frame, and shall be in as plain and clear a type

1 | or display as the space will reasonably permit, using only sans serif print fonts. Such
2 | type or display on the ballot shall satisfy all requirements and standards set forth
3 | pursuant to the federal Help America Vote Act.
4

5 | 2. The names of parties or independent bodies which contain more than fifteen letters
6 | may, whenever limitations of space so require, be printed on the ballot in an abbreviated
7 | form. In printing the names of candidates whose full names contain more than fifteen
8 | letters, only the surname must be printed in full. The officer or board charged with the
9 | duty of preparing the ballots shall request each such candidate to indicate, in writing, the
10 | shortened form in which, subject to this restriction, his or her name shall be printed. If no
11 | such indication is received from such candidate within the time specified in the request,
12 | such officer or board shall make the necessary determination.
13

14 | 3. (a) The party name or other designation, and a designating letter and number shall be
15 | affixed to the name of each candidate, or, in the case of presidential electors, to the
16 | names of the candidates for president and vice-president of such party.
17

18 | (b) The titles of offices may be arranged horizontally, with the names of candidates for
19 | an office and the slot or device for write-in ballots for such office arranged vertically
20 | under the title of the office, or the titles of offices may be arranged vertically, with the
21 | names of candidates for an office and the slot or device for write-in ballots for such office
22 | arranged horizontally opposite the title of the office.
23

24 | (c) Each office shall occupy as many columns or rows on the official ballot machine as
25 | the number of candidates to be elected to that office.
26

27 | 4. (a) The names of all candidates nominated by any party or independent body for an
28 | office shall always appear in the row or column containing generally the names of
29 | candidates nominated by such party or independent body for other offices except as
30 | hereinafter provided.
31

32 | (b) When the same person has been nominated for an office to be filled at the election
33 | by more than one party, the voting machine shall be so adjusted that his *or her* name

1 shall appear in each row or column containing generally the names of candidates for
2 other offices nominated by any such party.

3
4 (c) If such candidate has also been nominated by one or more independent bodies, his
5 *or her* name shall appear only in each row or column containing generally the names of
6 candidates for other offices nominated by any such party and the name of each such
7 independent body shall appear in one such row or column to be designated by the
8 candidate in a writing filed with the officer or board charged with the duty of providing
9 ballots, or if such person shall fail to so designate, the names of such independent
10 bodies shall appear in such row or column as such officer or board shall determine.

11
12 (d) If any person shall be nominated for any office by one party and two or more
13 independent bodies his or her name shall appear on the voting machine twice; once in
14 the row or column containing generally the names of candidates for other offices
15 nominated by such party, and once in the row or column containing generally the names
16 of candidates nominated by the independent body designated by such person in a
17 writing filed with the officer or board charged with the duty of providing ballots and in
18 connection with the name of such person in such row or column shall appear the name
19 of each independent body nominating him *or her* or, if such person shall fail to so
20 designate, the name of such candidate and the names of such independent bodies shall
21 appear in such row or column as such officer or board shall determine.

22
23 (e) If any person is nominated for any office only by more than one independent bodies,
24 his *or her* name shall appear but once upon the machine in one such row or column to
25 be designated by the candidate in a writing filed with the officer or board charged with
26 the duty of providing ballots, or if the candidate shall fail to so designate, in the place
27 designated by the officer or board charged with the duty of providing ballots, and in
28 connection with his or her name there shall appear the name of each independent body
29 nominating him or her, but, where the capacity of the machine will permit, the name of
30 such person shall not appear or be placed in a column or on a horizontal line with the
31 names of persons nominated by a party for other offices.

32
33 5. Notwithstanding the provisions of subdivision four of this section, the name of a
34 person who is nominated for the office of governor, or state senator, or member of

1 assembly, shall appear on the ballot as many times as there are parties or independent
2 bodies nominating him or her, and there shall be a separate voting and registering
3 device at each place in which such name shall appear.

4
5 6. If any type of machine used in any county or city contains any feature, the use of
6 which is neither required nor prohibited by the provisions of this chapter, the board of
7 elections may, by resolution, require that one or more of such features shall be used in
8 such county. Thereafter all machines of such type used in such county or city shall be
9 operated in conformity with any such resolution. Any such resolution may thereafter be
10 rescinded by such board and after being so rescinded may be re-adopted. Once re-
11 adopted by any board of elections, such a resolution may not be rescinded again by
12 such board.

13
14 7. The ballot shall have printed upon it in black ink for each party or independent row, at
15 the head of the column or the beginning of the row, containing the names of candidates,
16 ~~the image of an arrow, or a closed fist with index finger extended pointing to the party or~~
17 ~~independent row. In the same space, in black~~ letters as large as the space will permit,
18 ~~shall be printed~~ the name of the party or independent body, ~~and at the right of the fist~~
19 ~~and below the index finger shall be printed in black ink the emblem~~ and the designating
20 letters of the row or column.

21
22 8. With respect to candidates for the offices of governor and lieutenant governor of a
23 party or independent body, ballots shall be printed so that the names of such candidates
24 for both offices shall appear in the same row or column, with the name of the candidate
25 for governor appearing first and the *ballot* shall be so adjusted that both offices are voted
26 for jointly and have but one designating letter or number.

27
28 **§ 7-106. Election day paper ballots; form of**

29
30 1. Paper ballots which are to be counted by a ballot scanner may consist of two or more
31 sheets which are divided into perforated sections which can be separated at the time the
32 ballot is scanned. Such ballots shall be printed on paper of a quality, size, color, and
33 weight approved by the state board of elections.

