

Emergency Resolution of the New York State Board of Elections

Whereas the President of the United States and the Governor of the State of New York have each declared a state of emergency to exist within certain portions of the State of New York by reason of the devastation visited by Hurricane Sandy; and

Whereas, pursuant to Election Law§3-108(5) The State Board of Elections is empowered to determine that by reason of such a natural disaster the ability of voters in the State of New York to timely file applications for absentee ballots has been substantially impaired as a direct consequence of the devastation of Hurricane Sandy and the ability of the those voters to have their absentee ballots returned by mail to the appropriate boards of elections will be substantially impaired,

Whereas, voters may still apply personally for absentee ballots no later than November 5, 2012, one (1) day before the General Election,

Now therefore be it resolved that the time for voters of the State to apply for an absentee ballot by mail shall be extended from no later than seven (7) days before the November 6, 2012 General Election to no later than four (4) days before the November 6, 2012, General Election; and be it further

Resolved that by reason of the devastation of Hurricane Sandy absentee ballots for all voters of the State sent by mail bearing a postmark of no later than November 5, 2012 shall be deemed timely received if received by the appropriate board of elections no later than November 19, 2012 or returned to the respective board of elections in person no later than November 6, 2012.

This Resolution adopted unanimously at an Emergency Meeting of the State Board of Elections held telephonically on the 31st day of October, 2012.

Participating: Commissioners Aquila, Walsh and Kellner