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NYS LEGISLATIVE ELECTIONS 2020 – November 19 update:

While results are yet to be certified, according to various reports it appears that by and large Democrats are making up for election night deficits in the absentee counts while Republican candidates are seeing leads erode and disappear.

At this point, the Senate Democrats appear to have grown their majority to at least 41 with the potential to go to gain two more seats (43) pending the outcomes of the Senator Harckham (D)/Rob Astorino (R) and Michelle Hinchey (D)/Richard Amedure (R) races. The current 41 seat total for the Senate Democrats assumes the following Democratic candidates will maintain their advantage and ultimately win the following key races: Senator Gaughran (SD 5), Senator Thomas (SD 6), Senator Gounardes (SD 22), Elijah Reichlin-Melnick (SD 38), John Mannion (SD 50), Senator May (53), Samra Brouk (SD 55), Jeremy Cooney (SD 56), and Sean Ryan (SD 60). It also assumes that Senator Jen Metzger (SD 42) has lost her race. If any of these outcomes change obviously the total seats will change accordingly, however, the Senate Democrats appear to have a path to the 42 seats necessary to constitute a super majority.

In the Assembly, many Democrats have erased early deficits and appear at this point to have won their races. With the return of many incumbents along with a couple of surprises outlined below, the Assembly Democrats are poised to retain their supermajority with 107 seats to 43 Republicans as initially projected.

In the House of Representatives, Claudia Tenney appears to have held on to her slight election night lead and Rep. Tom Suozzi appears to have won after trailing by 1,000 votes on election night. The election night leads held in all other House races.

New York State Senate:

- **SD 5:** Senator Gaughran (D), trailing by approximately 9,000 votes on election night, has pulled ahead in the absentee ballot counting 52% to 48% with nearly 15,000 votes left to count. Senator Gaughran has declared victory, and it appears that his lead will hold.
- **SD 6:** Senator Kevin Thomas (D), down by 6,000 votes on election night, appears to have overcome the deficit. Senator Thomas currently leads by approximately 1,800 votes with 2,596 remaining. Of the remaining absentees, 2,083 are Democrat voters. While the race has not officially been called, Senator Thomas has declared victory and his opponent has conceded.
- **SD 22:** Andrew Gounardes (D) is down 1,923 votes after closing the gap by 5,210 votes after counting just one third of the absentee votes. Senator Gounardes has declared victory as he needs a very possible 57% of the remaining votes to win the election over Vito Bruno (R).
- **SD 38:** In the race to replace Senator Carlucci (D), Republican William Weber Jr. lead Democrat Elijah Reichlin-Melnick on election night by 3,000 votes. Elijah Reichlin-Melnick has closed that gap with 16,000 absentee ballots counted, Reichlin-Melnick now leads by 1,766 votes with 19,000 absentee ballots remaining to be counted. The latest update has Reichlin-Melnick up by 2,615 votes. Reichlin-Melnick has declared victory in this race, and it appears his lead will hold.

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- **SD 40:** The race between incumbent Senator Pete Harckham (D) and Rob Astorino (R) continues. Rob Astorino has a lead of approximately 8,000 votes from election night, and legal challenges have essentially halted the absentee ballot counting process in this race. However, there are over 30,000 absentee ballots to be counted giving Senator Harckham a path to victory pending the outcome of the legal battles.
- **SD 42:** Senator Jen Metzger (D) trailed challenger Mike Martucci (R) by approximately 10,600 votes once all machine-cast ballots were counted. There seems to be a wide discrepancy in reporting on how many absentee ballots are out there to count, with some reporting the figure is as low as 12,000 while others say up to 25,000 ballots remain to be counted. A legal challenge by Mike Martucci has halted the counting process, and we will continue to monitor this race as it progresses.
- **SD 46:** In the race to replace Senator Amedore (R), Republican Richard Amedure led Democrat Michelle Hinchey by 8,000 votes after election night. Absentee ballot counting will begin this week, with legal challenges already being prepared in this race. There are nearly 26,000 absentee ballots with Democrats outnumbering Republicans by more than the 8,000 votes that are currently separating the two candidates. This will continue to be a tight race, and Michelle Hinchey has the chance to complete the comeback and win the race.
- **SD 50:** A COVID-19 outbreak has halted the absentee counting in the race between Angi Renna (R) and John Mannion (D). However, with about one-quarter of the absentees counted, Mannion has closed the gap on Renna. Trailing by 7,228 votes on election night, Mannion now trails by just 3,788 votes and appears to have a path to victory.
- **SD 53:** Senator May (D) lead challenger Sam Rodgers (R) by 140 votes on election night. Senator May leads by 11,000 votes with only 5,000 absentees remaining to be counted and has declared victory in her race, her opponent has conceded.
- **SD 55:** In the race to replace Senator Funke (R), Samra Brouk (D) has grown her election night lead of 5,000 votes over Chris Missick (R) to more than 22,000 and has won that race.
- **SD 56:** In the race to replace Senator Robach, Jeremy Cooney (D) grew his election night lead of 1,000 votes to 14,000 votes over Michael Barry Jr. (R) and has successfully won that contest.
- **SD 60:** In the race to replace Senator Jacobs, who left for Congress, Sean Ryan (D) led by 2,000 votes against Joshua Mertzlufft (R) on election night. Since that time, Sean Ryan has grown his lead to 16,400 votes and has declared victory. There are 27,000 absentee ballots to count, but Sean Ryan appears extremely likely to win the race.

NYS Assembly:

- **AD 4:** MoA Steven Englebright, Chair of the Assembly Environmental Conservation Committee, trails Republican Michael Ross by 1,967 votes heading into absentee ballot counting. There are 13,000 absentee votes to count, meaning MoA Englebright needs to win only 57.4% of the absentees to make a comeback, and 52.9% of the absentees are Democrat and Working Families Party voters.

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- **AD 16:** Democratic Candidate Gina Sillitti trailed in her race against Republican Ragini Srivastava in to replace current MoA Anthony D'Urso (D), who chose not to seek re-election in 2020. Sillitti trailed by 4,000 votes on election night and now leads by 4,000 votes. Sillitti declared victory and appears to have won that race.
- **AD 46:** Incumbent Democrat Mathylde Frontus trailed her opponent Mark Szuszkievicz (R) by 2,000 votes on election night. However, MoA Frontus would appear to have won her race as she now leads by 480 votes with nearly all the absentee ballots counted.
- **AD 65:** Incumbent Democrat and Assembly Energy Committee Chair Michael Cusick trailed challenger Anthony M. DeGuerre (R) by 1,200 votes heading into absentee ballot counting. MoA Cusick closed the gap and appears to have won declaring victory while his opponent has conceded.
- **AD 76:** Incumbent Democrat Rebecca Seawright grew her election night lead with most of the absentee ballot counting finished. MoA Seawright defeated opponent Louis Puliafito (R) with 58% of the vote.
- **AD 97:** Incumbent Democrat Ellen Jaffee, Chair of the Children and Families Committee, trailed Republican challenger Michael Lawler by more than 7,500 votes on election night. While the lead shrunk, Lawler has declared victory as he still leads by 3,067 votes with about 450 ballots left to be counted.
- **AD 127:** Incumbent Democrat Al Stirpe, Chair of the Assembly Committee on Small Business, trailed challenger Mark Venesky by approximately 1,200 votes heading into absentee ballot counting. However, MoA Stirpe has taken the lead in absentee ballot counting and now leads by approximately 1,210 votes appearing to have won his race.
- **AD 135:** Incumbent Republican Mark Johns was leading by 6,255 votes on election night over challenger Jen Lunsford (D). After absentee ballots were counted, Jen Lunsford leads by 684 votes and has declared victory.

HOUSE OF REPRESENTATIVES:

- **District 3:** Rep. Tom Suozzi (D) trailed George Santos (R) by 4,000 votes once all the ballots were counted on election night. However, Rep. Suozzi closed the gap in absentee voting and now leads by more than 13,000 votes. Rep. Suozzi declared victory saying his opponent called him to concede the race.
- **District 22:** Rep. Anthony Brindisi (D) trailed Claudia Tenney (R) slightly on election night. The latest reports have Tenney pulling ahead by 2,183 votes with approximately 6,000 remaining to be counted.