

5325

2013-2014 Regular Sessions

I N S E N A T E

May 16, 2013

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law, in relation to requiring the joint commission on public ethics to develop and maintain an ethics training course for members and staff of the legislature; and to amend the legislative law, in relation to requiring all members of the legislature to successfully complete the ethics training course on an annual basis

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 9 of section 94 of the executive law is amended
2 by adding a new paragraph o to read as follows:
3 (O) THE COMMISSION SHALL DEVELOP AND MAINTAIN AN ETHICS TRAINING
4 COURSE FOR MEMBERS AND STAFF OF THE LEGISLATURE. SUCH COURSE SHALL BE
5 DESIGNED TO HELP LEGISLATORS AND STAFF IN UNDERSTANDING AND COMPLYING
6 WITH CURRENT ETHICAL AND CAMPAIGN FINANCE REQUIREMENTS UNDER STATE LAW,
7 LEGISLATIVE RULES AND FEDERAL LAW. THE COURSE WHICH SHALL BE AVAILABLE
8 TO MEMBERS AND STAFF OF THE LEGISLATURE AND TO THE GENERAL PUBLIC ON THE
9 INTERNET, SHALL INCLUDE TRAINING MATERIALS AND EXERCISES TO BE COMPLETED
10 AS PART OF THE COURSE AND SHALL INCLUDE PROVISIONS FOR VERIFYING WHEN A
11 LEGISLATOR HAS SUCCESSFULLY COMPLETED KEY TRAINING EXERCISES.
12 S 2. The legislative law is amended by adding a new section 81 to read
13 as follows:
14 S 81. ETHICS TRAINING COURSE. 1. EACH MEMBER OF THE LEGISLATURE SHALL:
15 A. ANNUALLY COMPLETE THE ETHICS TRAINING COURSE DEVELOPED BY THE JOINT
16 COMMISSION ON PUBLIC ETHICS PURSUANT TO PARAGRAPH O OF SUBDIVISION NINE
17 OF SECTION NINETY-FOUR OF THE EXECUTIVE LAW;
18 B. SUCCESSFULLY COMPLETE THE KEY TRAINING EXERCISES OF THE COURSE; AND
19 C. VERIFY THE COMPLETION ON HIS OR HER ANNUAL LEGISLATIVE FINANCIAL
20 DISCLOSURE FORM.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 2. NEWLY ELECTED LEGISLATORS SHALL COMPLETE THE ETHICS TRAINING COURSE
2 WITHIN SEVEN DAYS OF BEING SWORN INTO OFFICE.

3 3. FAILURE TO COMPLY WITH THE PROVISIONS OF THIS SECTION SHALL BE A
4 CLASS A MISDEMEANOR AND SHALL BE PUNISHABLE BY A FINE OF FIVE THOUSAND
5 DOLLARS.

6 S 3. If any part or provision of this act is adjudged by a court of
7 competent jurisdiction to be unconstitutional or otherwise invalid, such
8 judgment shall not affect or impair any other part or provision of this
9 act, but shall be confined in its operation to such part or provision.

10 S 4. This act shall take effect on January 1, 2014.