

STATE OF NEW YORK

6152

2021-2022 Regular Sessions

IN SENATE

April 12, 2021

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

AN ACT to amend the election law, in relation to directing the state board of elections to prescribe methods for which public contributions may be used in campaigning

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

1 Section 1. Subdivision 17 of section 14-100 of the election law, as
2 added by section 2 of part JJJ of chapter 59 of the laws of 2018, is
3 amended and two new subdivisions 18 and 19 are added to read as follows:

4 17. "foreign national" means foreign national as such term is defined
5 by subsection (b) of section 30121 of title 52 of the United States
6 code[-];

7 18. "public contribution" means any contribution received pursuant to
8 the recommendations reported by the public campaign financing and
9 election commission created pursuant to part XXX of chapter fifty-nine
10 of the laws of two thousand nineteen; and

11 19. "negative campaigning" means any advertisement made by a candidate
12 or political committee which directly discusses or characterizes the
13 views, platform, campaign material, personal history, or political posi-
14 tion of any opposing candidate or political committee, and any other
15 conduct so defined by the New York state board of elections.

16 § 2. The election law is amended by adding a new section 14-131 to
17 read as follows:

18 § 14-131. Public contributions. No later than ninety days after the
19 effective date of this section, the New York state board of elections
20 shall, by rule or regulation, prescribe the methods for which candidates
21 or political committees may use public contributions to fund campaign
22 activities, which shall include, but not be limited to, a restriction on
23 the use of public contributions for negative campaigning.

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

LBD10635-01-1

1 § 3. This act shall take effect on the ninetieth day after it shall
2 have become a law, provided however, that if the recommendations
3 contained within the public campaign financing and election commission's
4 final report have not been implemented on or before such date, sections
5 one and two of this act shall take effect on the same date and in the
6 same manner as such recommendations are implemented; provided further
7 that the state board of elections shall notify the legislative bill
8 drafting commission upon the adoption of the recommendations provided
9 for in section one of this act in order that the commission may maintain
10 an accurate and timely effective data base of the official text of the
11 laws of the state of New York in furtherance of effectuating the
12 provisions of section 44 of the legislative law and section 70-b of the
13 public officers law. Effective immediately, the addition, amendment
14 and/or repeal of any rule or regulation necessary for the implementation
15 of this act on its effective date are authorized to be made and
16 completed on or before such effective date.