S T A T E O F N E W Y O R K

10781

I N A S S E M B L Y

April 21, 2010

Introduced by M. of A. KAVANAGH -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the state finance law, in relation to prohibiting political contributions by businesses that have been awarded state contracts

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

Section 1. The state finance law is amended by adding a new section 148 to read as follows:

S 148. POLITICAL CONTRIBUTIONS PROHIBITED. ANY CORPORATION, LIMITED LIABILITY COMPANY, PARTNERSHIP, LIMITED PARTNERSHIP, OR ANY OTHER BUSINESS ENTITY THAT HAS BEEN AWARDED A CONTRACT OR RENEWAL OF A CONTRACT BY THE STATE, OR ANY DEPARTMENT, AGENCY OR OFFICIAL THEREOF SHALL BE PROHIBITED FROM MAKING ANY POLITICAL EXPENDITURE, EITHER DIRECTLY OR INDIRECTLY, IN SUPPORT OF ANY ASSOCIATION ORGANIZED OR MAINTAINED FOR POLITICAL PURPOSES, OR FOR OR IN AID OF ANY CANDIDATE FOR POLITICAL OFFICE OR FOR THE NOMINATION FOR SUCH OFFICE, OR FOR ANY POLITICAL PURPOSE WHATSOEVER, OR FOR THE REIMBURSEMENT OR INDEMNIFICATION OF ANY PERSON FOR MONEYS OR PROPERTY SO USED. THE PROHIBITION SET FORTH IN THIS SECTION SHALL BE EFFECTIVE FOR THE PERIOD BEGINNING ON THE DATE SUCH CONTRACT IS AWARDED OR RENEWED TO SUCH BUSINESS ENTITY UNTIL ONE YEAR FOLLOWING THE DATE SUCH CONTRACT IS COMPLETED, CANCELLED OR TERMINATED. UPON ANY VIOLATION OF THIS SECTION BY SUCH BUSINESS ENTITY, SUCH AWARDED OR RENEWED CONTRACT MAY BE CANCELLED OR TERMINATED BY THE STATE, OR ANY SUCH DEPARTMENT, AGENCY OR OFFICIAL THEREOF WITHOUT THE OCCURRENCE OF ANY PENALTY OR DAMAGES, PROVIDED THAT ANY MONIES OWING BY THE STATE FOR GOODS DELIVERED OR WORK DONE PRIOR TO SUCH CANCELLATION OR TERMINATION SHALL BE PAID.

S 2. This act shall take effect on the thirtieth day after it shall have become a law and shall apply to contracts awarded or renewed on or after such date.

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

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