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

553

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

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

AN ACT to amend the public authorities law, in relation to prohibiting political fundraising activities by certain persons; to amend the general municipal law, in relation to conflicts of interest involving members or employees of an industrial development agency; and to repeal section 883 of the general municipal law relating thereto

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

Section 1. Article 9 of the public authorities law is amended by adding a new title 12 to read as follows:

TITLE 12

POLITICAL FUNDRAISING ACTIVITIES PROHIBITION

SECTION 2990. POLITICAL FUNDRAISING ACTIVITIES PROHIBITED.

S 2990. POLITICAL FUNDRAISING ACTIVITIES PROHIBITED. AS USED IN THIS SECTION, "AUTHORITY" SHALL MEAN ALL PUBLIC AUTHORITIES, PUBLIC BENEFIT CORPORATIONS, AND CORPORATIONS SUBJECT TO THE PROVISIONS OF ARTICLE EIGHTEEN-B OF THE GENERAL MUNICIPAL LAW. NO OFFICIAL OR EMPLOYEE OF ANY AUTHORITY SHALL SERVE IN ANY POLITICAL FUNDRAISING COMMITTEE, CAMPAIGN BOARD, CAMPAIGN COMMITTEE, OR CAMPAIGN GROUP OR OTHER SUCH CAPACITY FOR ANY POLITICAL COMMITTEE, CONSTITUTED COMMITTEE, PARTY COMMITTEE, OR CANDIDATE, AS DEFINED IN ARTICLE FOURTEEN OF THE ELECTION LAW, FOR THE DURATION OF SUCH PERSON'S OFFICE OR EMPLOYMENT WITH THE AUTHORITY.

S 2. Section 883 of the general municipal law is REPEALED and a new section 883 is added to read as follows:

S 883. CONFLICTS OF INTEREST. 1. ALL MEMBERS AND EMPLOYEES OF AN AGENCY SHALL BE SUBJECT TO THE PROVISIONS OF ARTICLE EIGHTEEN OF THIS CHAPTER.

2. ANY AGENCY MEMBER OR EMPLOYEE WHO HAS OR WILL HAVE AN INTEREST IN ANY PERSON, FIRM, CORPORATION OR ASSOCIATION WHICH RECEIVES OR MAY

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

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RECEIVE FINANCIAL ASSISTANCE OR BE GRANTED EXEMPTION FROM TAXATION PURSUANT TO THE PROVISIONS OF THIS ARTICLE, OR AN INTEREST IN PROPERTY SUBJECT TO SUCH ASSISTANCE OR EXEMPTION, SHALL PUBLICLY DISCLOSE THE NATURE AND EXTENT OF SUCH INTEREST IN WRITING TO THE AGENCY AS SOON AS SUCH MEMBER OR EMPLOYEE HAS KNOWLEDGE OF SUCH ACTUAL OR PROSPECTIVE INTEREST AND SHALL RECUSE HIMSELF OR HERSELF FROM ANY DISCUSSION OR VOTE RELATING TO SUCH INTEREST. THE WRITTEN DISCLOSURE REQUIRED PURSUANT TO THIS SUBDIVISION SHALL BE MADE PART OF AND SET FORTH IN THE OFFICIAL RECORD OF THE PROCEEDINGS OF THE AGENCY. ONCE DISCLOSURE HAS BEEN MADE BY A MEMBER OR EMPLOYEE OF AN AGENCY WITH RESPECT TO ANY SUCH INTEREST, NO FURTHER DISCLOSURES NEED BE MADE BY SUCH MEMBER OR EMPLOYEE WITH RESPECT TO ADDITIONAL ASSISTANCE OR EXEMPTIONS GRANTED TO SUCH PERSON, FIRM, CORPORATION OR ASSOCIATION OR INVOLVING SUCH PROPERTY DURING THE REMAINDER OF THE FISCAL YEAR.

S 3. This act shall take effect on the sixtieth day after it shall have become a law.