

624

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 election law, in relation to contribution limitations

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

1 Section 1. Paragraphs a and b of subdivision 1 of section 14-114 of
2 the election law, as amended by chapter 659 of the laws of 1994, are
3 amended to read as follows:
4 a. In any election for a public office to be voted on by the voters of
5 the entire state, or for nomination to any such office, no contributor
6 may make a contribution to any candidate or political committee, and no
7 candidate or political committee may accept any contribution from any
8 contributor, which is in the aggregate amount greater than: (i) in the
9 case of any nomination to public office, the product of the total number
10 of enrolled voters in the candidate's party in the state, excluding
11 voters in inactive status, multiplied by \$.005, but such amount shall be
12 not less than [four] TWO thousand dollars nor more than [twelve] SIX
13 thousand dollars as increased or decreased by the cost of living adjustment
14 described in paragraph c of this subdivision, and (ii) in the case
15 of any election to a public office, [twenty-five] NINE thousand FIVE
16 HUNDRED dollars as increased or decreased by the cost of living adjustment
17 described in paragraph c of this subdivision; provided however,
18 that the maximum amount which may be so contributed or accepted, in the
19 aggregate, from any candidate's child, parent, grandparent, brother and
20 sister, and the spouse of any such persons, shall not exceed in the case
21 of any nomination to public office an amount equivalent to the product
22 of the number of enrolled voters in the candidate's party in the state,
23 excluding voters in inactive status, multiplied by \$.025, and in the
24 case of any election for a public office, an amount equivalent to the

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

LBD00908-01-9

1 product of the number of registered voters in the state excluding voters
2 in inactive status, multiplied by \$.025.

3 b. In any other election for party position or for election to a
4 public office or for nomination for any such office, no contributor may
5 make a contribution to any candidate or political committee and no
6 candidate or political committee may accept any contribution from any
7 contributor, which is in the aggregate amount greater than: (i) in the
8 case of any election for party position, or for nomination to public
9 office, the product of the total number of enrolled voters in the candi-
10 date's party in the district in which he is a candidate, excluding
11 voters in inactive status, multiplied by \$.05, and (ii) in the case of
12 any election for a public office, the product of the total number of
13 registered voters in the district, excluding voters in inactive status,
14 multiplied by \$.05, however in the case of a nomination within the city
15 of New York for the office of mayor, public advocate or comptroller,
16 such amount shall be not less than [four] TWO thousand dollars nor more
17 than [twelve] SIX thousand dollars as increased or decreased by the cost
18 of living adjustment described in paragraph c of this subdivision; in
19 the case of an election within the city of New York for the office of
20 mayor, public advocate or comptroller, [twenty-five] NINE thousand FIVE
21 HUNDRED dollars as increased or decreased by the cost of living adjust-
22 ment described in paragraph c of this subdivision; in the case of a
23 nomination for state senator, [four] SIX thousand dollars as increased
24 or decreased by the cost of living adjustment described in paragraph c
25 of this subdivision; in the case of an election for state senator, [six]
26 NINE thousand [two] FIVE hundred [fifty] dollars as increased or
27 decreased by the cost of living adjustment described in paragraph c of
28 this subdivision; in the case of an election or nomination for a member
29 of the assembly, [twenty-five] THREE THOUSAND EIGHT hundred dollars as
30 increased or decreased by the cost of living adjustment described in
31 paragraph c of this subdivision; but in no event shall any such maximum
32 exceed [fifty] NINE thousand FIVE HUNDRED dollars or be less than one
33 thousand dollars; provided however, that the maximum amount which may be
34 so contributed or accepted, in the aggregate, from any candidate's
35 child, parent, grandparent, brother and sister, and the spouse of any
36 such persons, shall not exceed in the case of any election for party
37 position or nomination for public office an amount equivalent to the
38 number of enrolled voters in the candidate's party in the district in
39 which he is a candidate, excluding voters in inactive status, multiplied
40 by \$.25 and in the case of any election to public office, an amount
41 equivalent to the number of registered voters in the district, excluding
42 voters in inactive status, multiplied by \$.25; or twelve hundred fifty
43 dollars, whichever is greater, or in the case of a nomination or
44 election of a state senator, twenty thousand dollars, whichever is
45 greater, or in the case of a nomination or election of a member of the
46 assembly twelve thousand five hundred dollars, whichever is greater, but
47 in no event shall any such maximum exceed one hundred thousand dollars.

48 S 2. This act shall take effect on the first of January next succeed-
49 ing the date on which it shall have become a law.