

3965

2009-2010 Regular Sessions

I N S E N A T E

April 7, 2009

Introduced by Sen. OPPENHEIMER -- 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 intermediaries

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

1 Section 1. Section 14-100 of the election law is amended by adding a
2 new subdivision 12 to read as follows:
3 12. "INTERMEDIARY" MEANS AN INDIVIDUAL, CORPORATION, PARTNERSHIP,
4 POLITICAL COMMITTEE, EMPLOYEE ORGANIZATION, OR OTHER ENTITY WHICH, OTHER
5 THAN IN THE REGULAR COURSE OF BUSINESS AS A POSTAL, DELIVERY, OR MESSENGER
6 SERVICE, DELIVERS ANY CONTRIBUTION FROM ANOTHER PERSON OR ENTITY TO
7 A CANDIDATE OR AN AUTHORIZED COMMITTEE. "INTERMEDIARY" SHALL NOT
8 INCLUDE SPOUSES, PARENTS, CHILDREN, OR SIBLINGS OF THE PERSON MAKING
9 SUCH CONTRIBUTION.
10 S 2. Subdivision 1 of section 14-102 of the election law, as amended
11 by chapter 8 of the laws of 1978 and as redesignated by chapter 9 of the
12 laws of 1978, is amended to read as follows:
13 1. The treasurer of every political committee which, or any officer,
14 member or agent of any such committee who, in connection with any
15 election, receives or expends any money or other valuable thing or
16 incurs any liability to pay money or its equivalent shall file statements
17 sworn, or subscribed and bearing a form notice that false statements
18 made therein are punishable as a class A misdemeanor pursuant to
19 section 210.45 of the penal law, at the times prescribed by this article
20 setting forth all the receipts, contributions to and the expenditures by
21 and liabilities of the committee, and of its officers, members and
22 agents in its behalf. Such statements shall include the dollar amount of
23 any receipt, contribution or transfer, or the fair market value of any
24 receipt, contribution or transfer, which is other than of money, the
25 name and address of the transferor, contributor, INTERMEDIARY or person
26 from whom received, and if the transferor, contributor, INTERMEDIARY or

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

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1 person is a political committee; the name of and the political unit
2 represented by the committee, the date of its receipt, the dollar amount
3 of every expenditure, the name and address of the person to whom it was
4 made or the name of and the political unit represented by the committee
5 to which it was made and the date thereof, and shall state clearly the
6 purpose of such expenditure. AN INTERMEDIARY NEED NOT BE REPORTED FOR A
7 CONTRIBUTION THAT WAS COLLECTED FROM A CONTRIBUTOR IN CONNECTION WITH A
8 PARTY OR OTHER CANDIDATE-RELATED EVENT HELD AT THE RESIDENCE OF THE
9 PERSON DELIVERING THE CONTRIBUTION, UNLESS THE EXPENSES OF SUCH EVENT AT
10 SUCH RESIDENCE FOR SUCH CANDIDATE EXCEED FIVE HUNDRED DOLLARS OR THE
11 AGGREGATE CONTRIBUTIONS RECEIVED FROM THAT CONTRIBUTOR AT SUCH EVENT
12 EXCEED FIVE HUNDRED DOLLARS. Any statement reporting a loan shall have
13 attached to it a copy of the evidence of indebtedness. Expenditures in
14 sums under fifty dollars need not be specifically accounted for by sepa-
15 rate items in said statements, and receipts and contributions aggregat-
16 ing not more than ninety-nine dollars, from any one contributor need not
17 be specifically accounted for by separate items in said statements,
18 provided however, that such expenditures, receipts and contributions
19 shall be subject to the other provisions of section 14-118 of this arti-
20 cle.

21 S 3. This act shall take effect on the one hundred twentieth day after
22 it shall have become a law.