

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. KAVANAGH, STEVENSON -- Multi-Sponsored by -- M. of A. THIELE -- 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:

1 Section 1. The state finance law is amended by adding a new section  
2 148 to read as follows:

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

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

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