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

5325--A

2013-2014 Regular Sessions

I N S E N A T E

May 16, 2013

Introduced by Sens. HOYLMAN, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- recommitted to the Committee on Finance in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to requiring the joint commission on public ethics to develop and maintain an ethics training course for members and staff of the legislature; and to amend the legislative law, in relation to requiring all members of the legislature to successfully complete the ethics training course on an annual basis

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

Section 1. Subdivision 9 of section 94 of the executive law is amended by adding a new paragraph o to read as follows:

(O) THE COMMISSION SHALL DEVELOP AND MAINTAIN AN ETHICS TRAINING COURSE FOR MEMBERS AND STAFF OF THE LEGISLATURE. SUCH COURSE SHALL BE DESIGNED TO HELP LEGISLATORS AND STAFF IN UNDERSTANDING AND COMPLYING WITH CURRENT ETHICAL AND CAMPAIGN FINANCE REQUIREMENTS UNDER STATE LAW, LEGISLATIVE RULES AND FEDERAL LAW. THE COURSE WHICH SHALL BE AVAILABLE TO MEMBERS AND STAFF OF THE LEGISLATURE AND TO THE GENERAL PUBLIC ON THE INTERNET, SHALL INCLUDE TRAINING MATERIALS AND EXERCISES TO BE COMPLETED AS PART OF THE COURSE AND SHALL INCLUDE PROVISIONS FOR VERIFYING WHEN A LEGISLATOR HAS SUCCESSFULLY COMPLETED KEY TRAINING EXERCISES.

S 2. The legislative law is amended by adding a new section 81 to read as follows:

S 81. ETHICS TRAINING COURSE. 1. EACH MEMBER OF THE LEGISLATURE SHALL:

A. ANNUALLY COMPLETE THE ETHICS TRAINING COURSE DEVELOPED BY THE JOINT COMMISSION ON PUBLIC ETHICS PURSUANT TO PARAGRAPH O OF SUBDIVISION NINE OF SECTION NINETY-FOUR OF THE EXECUTIVE LAW;

B. SUCCESSFULLY COMPLETE THE KEY TRAINING EXERCISES OF THE COURSE; AND

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

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C. VERIFY THE COMPLETION ON HIS OR HER ANNUAL LEGISLATIVE FINANCIAL DISCLOSURE FORM.

2. NEWLY ELECTED LEGISLATORS SHALL COMPLETE THE ETHICS TRAINING COURSE WITHIN SEVEN DAYS OF BEING SWORN INTO OFFICE.

3. FAILURE TO COMPLY WITH THE PROVISIONS OF THIS SECTION SHALL BE A CLASS A MISDEMEANOR AND SHALL BE PUNISHABLE BY A FINE OF FIVE THOUSAND DOLLARS.

S 3. If any part or provision of this act is adjudged by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect or impair any other part or provision of this act, but shall be confined in its operation to such part or provision.

S 4. This act shall take effect January 1, 2015.