STATE OF NEW YORK

5431--B

2021-2022 Regular Sessions

IN ASSEMBLY

February 16, 2021

Introduced by M. of A. CRUZ, BICHOTTE HERMELYN, SEAWRIGHT, GALLAGHER, PAULIN, EPSTEIN, GONZALEZ-ROJAS, JACKSON, SIMON, MAMDANI, KELLES, FORREST, DINOWITZ, OTIS -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Governmental Operations in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the legislative law, in relation to authorizing the joint commission on public integrity to provide a training course concerning anti-sexual harassment training for lobbyists and requiring lobbyists to complete the course annually

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1-d of the legislative law is amended by adding a new subdivision (i) to read as follows:

(i) provide an online anti-sexual harassment training course for individuals filing statements of registration as lobbyists pursuant to section one-e of this article, including individuals filing an initial registration statement and individuals filing a renewal registration statement. The curriculum for the course shall be based upon the model sexual harassment prevention guidance document and sexual harassment prevention policy promulgated by the department of labor pursuant to section two hundred one-g of the labor law and shall include, but not be limited to, explanations and discussions of what constitutes sexual harassment, the statutes and regulations of New York concerning sexual harassment, summaries of advisory opinions, underlying purposes and principles of the relevant laws, and examples of practical application of these laws and principles. The curriculum shall include specific material relating to sexual harassment issues in the lobbying and advocacy industry. The commission shall prepare those methods and materials

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

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necessary to implement the curriculum. The commission shall prepare and publish on its website a list of the names of lobbyists who have failed to complete the training course by the required date and are prohibited from engaging in lobbying activities, provided the commission shall update the list and remove the name of any lobbyist that completes the training course within two business days of the lobbyist's completion of the training course.

§ 2. Sections 1-u and 1-v of the legislative law, section 1-v as relettered by chapter 1 of the laws of 2005, are relettered sections 1-x and 1-y and a new section 1-u is added to read as follows:

§ 1-u. Anti-sexual harassment training. Each individual filing a registration statement as a lobbyist pursuant to section one-e of this article, including individuals filing an initial registration statement and individuals filing a renewal registration statement, shall complete the anti-sexual harassment training course provided by the commission on public integrity pursuant to subdivision (i) of section one-d of this article at least once annually during the period that such individual is registered as a lobbyist. Completion of the training course shall be in addition to, and shall not satisfy, any other statutory or regulatory requirement under state or local law. If any person who has been retained, employed or designated as a lobbyist on or before December fifteenth of the previous calendar year fails to complete such course by December thirty-first of that year, such person shall be prohibited from engaging in lobbying activities in the following year until the person completes the training course. If any person who has been retained, employed or designated as a lobbyist after December fifteenth of the previous calendar year fails to complete such course within thirty days of such retention, employment or designation, such person shall be prohibited from engaging in lobbying activities until the person completes the training course.

§ 3. This act shall take effect immediately and shall apply to individuals registered as lobbyists on and after January 1, 2023.