

# STATE OF NEW YORK

6398

2021-2022 Regular Sessions

## IN SENATE

April 27, 2021

Introduced by Sen. BIAGGI -- read twice and ordered printed, and when printed to be committed to the Committee on Ethics and Internal Governance

AN ACT to amend the legislative law, in relation to relieving reporting requirements on small nonprofits

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

1 Section 1. Paragraph 4 of subdivision (a) of section 1-e of the legis-  
2 lative law, as amended by chapter 1 of the laws of 2005, is amended to  
3 read as follows:

4 (4) Such biennial filings shall be completed on or before January  
5 first of the first year of a biennial cycle commencing in calendar year  
6 two thousand five and thereafter, by those persons who have been  
7 retained, employed or designated as lobbyist on or before December  
8 fifteenth of the previous calendar year and who reasonably anticipate  
9 that in the coming year they will expend, incur or receive combined  
10 reportable compensation and expenses in an amount in excess of two thou-  
11 sand dollars in years prior to calendar year two thousand six [~~and~~,  
12 five thousand dollars [~~commencing in~~ in years between two thousand six  
13 and two thousand twenty-one and ten thousand dollars commencing in two  
14 thousand twenty-two; for those lobbyists retained, employed or desig-  
15 nated after the previous December fifteenth, and for those lobbyists who  
16 subsequent to their retainer, employment or designation reasonably  
17 anticipate combined reportable compensation and expenses in excess of  
18 such amount, such filing must be completed within fifteen days thereaft-  
19 er, but in no event later than ten days after the actual incurring or  
20 receiving of such reportable compensation and expenses.

21 § 2. Paragraphs (iii) and (iv) of subdivision (e) of section 1-e of  
22 the legislative law, as amended by section 1 of part S of chapter 62 of  
23 the laws of 2003, are amended to read as follows:

24 (iii) The first statement of registration filed biennially by each  
25 lobbyist for the first biennial registration requirements for calendar  
26 years between two thousand five and two thousand [~~six and thereafter~~  
27 twenty-one, shall be accompanied by a registration fee of two hundred

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

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1 dollars except that no registration fee shall be required from any  
2 lobbyist who in any year does not expend, incur or receive an amount in  
3 excess of five thousand dollars of reportable compensation and expenses,  
4 as provided in paragraph five of subdivision (b) of section one-h of  
5 this article, for the purposes of lobbying or of a public corporation. A  
6 fee of two hundred dollars shall be required for any subsequent state-  
7 ment of registration filed by a lobbyist during the same biennial peri-  
8 od; (iv) The first statement of registration filed biennially by each  
9 lobbyist for the first biennial registration requirements for calendar  
10 year two thousand twenty-two and thereafter, shall be accompanied by a  
11 registration fee of two hundred dollars except that no registration fee  
12 shall be required from any lobbyist who in any year does not expend,  
13 incur or receive an amount in excess of ten thousand dollars of report-  
14 able compensation and expenses, as provided in paragraph five of subdivi-  
15 vision (b) of section one-h of this article, for the purposes of lobby-  
16 ing or of a public corporation. A fee of two hundred dollars shall be  
17 required for any subsequent statement of registration filed by a lobby-  
18 ist during the same biennial period; (v) The statement of registration  
19 filed after the due date of a biennial registration shall be accompanied  
20 by a registration fee that is prorated to one hundred dollars for any  
21 registration filed after January first of the second calendar year  
22 covered by the biennial reporting requirement. In addition to the fees  
23 authorized by this section, the commission may impose a fee for late  
24 filing of a registration statement required by this section not to  
25 exceed twenty-five dollars for each day that the statement required to  
26 be filed is late, except that if the lobbyist making a late filing has  
27 not previously been required by statute to file such a statement, the  
28 fee for late filing shall not exceed ten dollars for each day that the  
29 statement required to be filed is late.

30 § 3. Subdivision (a) of section 1-h of the legislative law, as amended  
31 by chapter 14 of the laws of 2007, is amended to read as follows:

32 (a) Any lobbyist required to file a statement of registration pursuant  
33 to section one-e of this article who in any lobbying year reasonably  
34 anticipates that during the year such lobbyist will expend, incur or  
35 receive combined reportable compensation and expenses in an amount in  
36 excess of [~~five~~] ten thousand dollars, as provided in paragraph five of  
37 subdivision (b) of this section, for the purpose of lobbying, shall file  
38 with the commission a bi-monthly written report, on forms supplied by  
39 the commission, by the fifteenth day next succeeding the end of the  
40 reporting period in which the lobbyist was first required to file a  
41 statement of registration. Such reporting periods shall be the period of  
42 January first to the last day of February, March first to April thirti-  
43 eth, May first to June thirtieth, July first to August thirty-first,  
44 September first to October thirty-first and November first to December  
45 thirty-first.

46 § 4. Subdivision (a) of section 1-j of the legislative law, as amended  
47 by chapter 14 of the laws of 2007, is amended to read as follows:

48 (a) Semi-annual reports shall be filed by any client retaining,  
49 employing or designating a lobbyist or lobbyists, whether or not any  
50 such lobbyist was required to file a bi-monthly report, if such client  
51 reasonably anticipates that during the year such client will expend or  
52 incur an amount in excess of [~~five~~] ten thousand dollars of combined  
53 reportable compensation and expenses, as provided in paragraph five of  
54 subdivision [~~(e)~~] (b) of this section, for the purposes of lobbying.

55 § 5. This act shall take effect on the sixtieth day after it shall  
56 have become a law.