STATE OF NEW YORK

7325--A

2021-2022 Regular Sessions

IN SENATE

August 11, 2021

Introduced by Sen. REICHLIN-MELNICK -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to prohibiting an officer of the state impeached by the assembly or convicted of a felony from accessing such officer's campaign accounts and associated funds and providing for the return of such funds to contributors

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

Section 1. The election law is amended by adding a new section 14-134 to read as follows:

§ 14-134. Loss of access to campaign account. 1. (a) When an officer of the state is impeached by the assembly, such officer shall temporarily lose any access to such officer's campaign account and all associated funds, except to pay legal defense fees, until the conclusion of such officer's impeachment trial.

(b) If such officer is convicted by the court for the trial of impeachment, such officer shall permanently lose any access to such officer's campaign account and all associated funds, except to pay legal defense fees.

2. (a) When an officer of the state is indicted for a felony, whether such felony is a violation of a federal law or a law of any state, shall temporarily lose any access to such officer's campaign account and all associated funds, except to pay legal defense fees, until the conclusions of such officer's felony trial.

(b) If such officer is convicted by the court of such felony offense, such official shall permanently lose access to such officer's campaign account and all associated funds, except to pay legal defense fees.

3. The state board of elections shall liquidate the campaign account of any official convicted by the court for the trial of impeachment

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

LBD13013-03-1

pursuant to paragraph (b) of subdivision one or of any official convicted by the court of a felony pursuant to paragraph (b) of subdivision two of this section and shall return, pro rata, to each contributor such funds that have not been spent or obligated. Such official's campaign treasurer shall assist the state board of elections with such liquidation and return of funds.

§ 2. This act shall take effect immediately.