STATE OF NEW YORK

4817

2021-2022 Regular Sessions

IN SENATE

February 12, 2021

Introduced by Sen. KRUEGER -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law, in relation to prohibiting the disclosure of certain information required on financial disclosure reports of certain not-for-profit organizations

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

Section 1. Subdivision 8 of section 172 of the executive law, as amended by chapter 43 of the laws of 2002, is amended to read as follows:

8. Forms, financial reports, professional fund raisers' contracts, and other documents required to be filed pursuant to this article become public records of the attorney general**, except that where such records include the names, addresses or telephone numbers of contributors and amounts contributed by them, such information shall not be a public record and shall not be subject to disclosure pursuant to article six of the public officers law, and the attorney general shall keep such information confidential and use it solely for the purpose of enforcing the not-for-profit corporation and religious corporation laws, the provisions of this article, article eight of the estates, powers and trusts law, and the attorney general's other charitable trust oversight responsibilities**.

§ 2. Subdivision 9 of section 172-b of the executive law, as added by section 1 of part UU of chapter 55 of the laws of 2020, is amended to read as follows:

9. Any registered charitable organization [~~that is required to file an annual financial report pursuant to subdivision one or two of this section, or~~] that is required to file a funding disclosure report pursuant to section one hundred seventy-two-e of this article, and/or a financial disclosure report pursuant to section one hundred seventy-two-f of this article for a reporting period during the applica-

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

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ble fiscal year shall also be required to file such annual financial report, including all required forms and attachments, with the department of state. **Where such records include the names, addresses or telephone numbers of contributors and amounts contributed by them, such information shall not be a public record and shall not be subject to disclosure pursuant to article six of the public officers law, and the department of state shall use such information solely for the purposes of enforcing sections one hundred seventy-two-e and one hundred seventy-two-f of this article and shall keep the information confidential except as provided in sections one hundred seventy-two-e and one hundred seventy-two-f of this article.**

§ 3. This act shall take effect immediately.