STATE OF NEW YORK

6152

2021-2022 Regular Sessions

IN SENATE

April 12, 2021

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

AN ACT to amend the election law, in relation to directing the state board of elections to prescribe methods for which public contributions may be used in campaigning

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

Section 1. Subdivision 17 of section 14-100 of the election law, as added by section 2 of part JJJ of chapter 59 of the laws of 2018, is amended and two new subdivisions 18 and 19 are added to read as follows:

17. "foreign national" means foreign national as such term is defined by subsection (b) of section 30121 of title 52 of the United States code[~~.~~]**;**

18. "public contribution" means any contribution received pursuant to the recommendations reported by the public campaign financing and election commission created pursuant to part XXX of chapter fifty-nine of the laws of two thousand nineteen; and

19. "negative campaigning" means any advertisement made by a candidate or political committee which directly discusses or characterizes the views, platform, campaign material, personal history, or political position of any opposing candidate or political committee, and any other conduct so defined by the New York state board of elections.

§ 2. The election law is amended by adding a new section 14-131 to read as follows:

§ 14-131. Public contributions. No later than ninety days after the effective date of this section, the New York state board of elections shall, by rule or regulation, prescribe the methods for which candidates or political committees may use public contributions to fund campaign activities, which shall include, but not be limited to, a restriction on the use of public contributions for negative campaigning.

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

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§ 3. This act shall take effect on the ninetieth day after it shall have become a law, provided however, that if the recommendations contained within the public campaign financing and election commission's final report have not been implemented on or before such date, sections one and two of this act shall take effect on the same date and in the same manner as such recommendations are implemented; provided further that the state board of elections shall notify the legislative bill drafting commission upon the adoption of the recommendations provided for in section one of this act in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.