

# STATE OF NEW YORK

6398--A

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 -- recommitted to the Committee on Ethics and Internal Governance in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 five  
12 thousand dollars commencing in two thousand six, or where such lobbyist  
13 is a nonprofit organization, ten thousand dollars commencing in two  
14 thousand twenty-three; 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.

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

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

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

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

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

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

1 (a) Semi-annual reports shall be filed by any client retaining,  
2 employing or designating a lobbyist or lobbyists, whether or not any  
3 such lobbyist was required to file a bi-monthly report, if such client  
4 reasonably anticipates that during the year such client will expend or  
5 incur an amount in excess of five thousand dollars, or ten thousand  
6 dollars where such client is a nonprofit organization, of combined  
7 reportable compensation and expenses, as provided in paragraph five of  
8 subdivision [~~(e)~~] (b) of this section, for the purposes of lobbying.  
9 § 5. This act shall take effect on the sixtieth day after it shall  
10 have become a law.