

STATE OF NEW YORK

6933

2021-2022 Regular Sessions

IN SENATE

May 20, 2021

Introduced by Sen. RATH -- 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 contribution limits for parties appointed to public positions

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

1 Section 1. The election law is amended by adding a new section 14-115
2 to read as follows:

3 § 14-115. Contribution limits for parties appointed to public posi-
4 tions. 1. For purposes of this section, "relative" of any individual
5 shall mean any person living in the same household as the individual or
6 any person who is a direct descendant of that individual's or that indi-
7 vidual's spouse's grandparents or the spouse of such descendant.

8 2. Notwithstanding any other provision of law, no person, relative of
9 such person, or company in which such person or his or her relative owns
10 more than a ten percent interest who is, or during the past twelve
11 months has been, appointed to a position on any state or local board or
12 authority within the state, may make a contribution to any state consti-
13 tuted party or committee or any candidate or candidate committee for any
14 office of the state, municipal or other local government in an amount in
15 excess of fifteen percent of the contribution limits set forth in
16 section 14-114 of this article.

17 § 2. Section 14-126 of the election law is amended by adding a new
18 subdivision 8 to read as follows:

19 8. (a) Any person, organization, group of persons, or business entity
20 as that term is used in section 14-115 of this article, who, under
21 circumstances evincing an intent to violate such section, makes a
22 contribution in contravention of section 14-115 of this article, shall
23 be subject to a civil penalty not to exceed the greater of ten thousand
24 dollars or an amount equal to two hundred percent of the contribution,

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

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1 to be recoverable in a special proceeding or civil action to be brought
2 by the state board of elections chief enforcement counsel.

3 (b) Any person who, acting as or on behalf of an officeholder, candi-
4 date, or political committee, accepts a contribution in contravention of
5 section 14-115 of this article shall be required to refund such contrib-
6 ution.

7 § 3. This act shall take effect on the one hundred eightieth day after
8 it shall have become a law.