STATE OF NEW YORK

7327

2021-2022 Regular Sessions

IN SENATE

August 13, 2021

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

AN ACT to amend the election law, in relation to disposition of campaign funds upon the removal of an elected official who has been removed from office as a result of conviction on an impeachment

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

Section 1. Section 14-132 of the election law is amended by adding a new subdivision 2-a to read as follows:

2-a. Upon the removal from office of a holder of elected office as a result of conviction on an impeachment, where such candidate or candidate's authorized committee received campaign contributions, all such funds shall be disposed of by any of the following means, or any combination thereof, within one year of the removal from office of such person:

(a) returning, pro rata, to each contributor the funds that have not been spent or obligated;

(b) donating the funds to a charitable organization or organizations that meet the qualifications of section 501(c)(3) of the Internal Revenue Code;

(c) donating the funds to the state university of New York or the city university of New York;

(d) donating the funds to the state's general fund; or

(e) providing compensation to the victims of any offense or illegal acts committed by the elected official while in office against such victims including but not limited to where such compensation is for economic harm or non-economic harm. Such compensation shall not prohibit any victim from seeking additional remedies, compensation or restitution in a court of competent jurisdiction nor shall such compensation be contingent on a nondisclosure agreement.

§ 2. This act shall take effect immediately.

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

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