STATE OF NEW YORK

1972

2023-2024 Regular Sessions

IN ASSEMBLY

January 23, 2023

Introduced by M. of A. GOODELL -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to campaign contributions by state and prospective state contractors

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

Section 1. The election law is amended by adding a new section 14-117 to read as follows:

§ 14-117. Political contributions to statewide officials. 1. (a) No campaign contributions shall be made to any candidate for governor or any committee of such candidate, nor shall any campaign contributions be accepted by any candidate for governor or committee of such candidate, from any individual, corporation, limited liability corporation, joint stock association, partnership, union, or any other entity, or any officer, director, majority shareholder, manager, attorney or lobbyist thereof, at any time within the thirty-six month period preceding and subsequent to the entering into or seeking of any contract, grant or other financial agreement with any agency or department of the state or with any public authority, public benefit corporation, or any other entity, whose management includes any members appointed by the governor.

(b) No campaign contributions shall be made to any candidate for attorney general or any committee of such candidate, nor shall any campaign contributions be accepted by any candidate for attorney general or any committee of such candidate, from any individual, corporation, limited liability corporation, joint stock association, partnership, union, or any other entity, or any officer, director, majority shareholder, manager, attorney, or lobbyist thereof, (i) at any time within the thirty-six month period preceding and/or subsequent to the entering into or seeking of any contract, grant or other agreement that is drafted, reviewed, approved, or enforced by the office of the attorney general, or (ii) that is licensed or is regulated by any agency or department

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

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of the state, public authority, public benefit corporation, or any other entity, where such license or regulation is drafted, reviewed, approved, or enforced by the office of the attorney general.

(c) No campaign contributions can be made to any candidate for comptroller or any committee of such candidate, nor shall any campaign contributions be accepted by a candidate for comptroller or any committee of such candidate, from any individual, corporation, limited liability corporation, joint stock association, partnership, union, or any other entity, and any officer, director, majority shareholder, manager, attorney, or lobbyist thereof, that has a contract or a grant or any other agreement (i) that is reviewed, approved, or subject to audit by the office of the comptroller, or any individual, corporation, limited liability corporation, joint stock association, partnership, union, or (ii) with any other entity, or any officer, director, majority shareholder, manager, attorney, or lobbyist thereof, in which the comptroller has invested any funds from the state pension system.

2. The applicable governmental agency shall make available to any individual or entity subject to the restrictions set forth in this section a written notice, in the contract and solicitation for procurement, if applicable, advising such individual or entity of the contribution prohibitions contained in this section. The notice shall inform the individual or entity that if any such contribution is made, the applicable governmental agency may void the contract and no other agency will have the right to award such individual or entity any contract or modification or extension to any contract, as applicable, for a period of one year following the election for which such contribution has been made. Notwithstanding anything contained herein, no violation of the prohibitions contained in this section shall be deemed to have occurred if the improper contribution is returned to the individual or entity making the contribution by the earlier of thirty days after the recipient receives the contribution or the filing date that corresponds with the reporting period in which the contribution was made.

§ 2. This act shall take effect immediately.