

STATE OF NEW YORK

6920

2025-2026 Regular Sessions

IN SENATE

March 26, 2025

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and
when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to undisclosed self-dealing

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

1 Section 1. The penal law is amended by adding two new sections 195.30
2 and 195.35 to read as follows:

3 § 195.30 Undisclosed self-dealing in the second degree.

4 A person is guilty of undisclosed self-dealing in the second degree
5 when, being a public servant, such person intentionally engages in
6 conduct or a course of conduct in their official capacity in connection
7 with the award of a public contract or public grant or other effort to
8 obtain or retain public business or public funds that is intended to
9 confer an undisclosed benefit on themselves, a spouse, domestic partner,
10 child, parent, or sibling of the public servant, a person with whom a
11 public servant has a business or other financial relationship, or a firm
12 in which the public servant has a present or potential interest and
13 thereby obtains or attempts to obtain a benefit for themselves, a spouse,
14 domestic partner, child, parent, or sibling of the public servant, a
15 person with whom a public servant has a business or other financial
16 relationship, or a firm in which the public servant has a present or
17 potential interest with a value in excess of three thousand dollars. A
18 benefit is disclosed if its existence is made known prior to the alleged
19 wrongful conduct to either (i) the relevant state or local ethics
20 commission or (ii) the official responsible for the public servant's
21 appointment to their position, provided that person is not a participant
22 in the alleged wrongful conduct.

23 Undisclosed self-dealing in the second degree is a class D felony.

24 § 195.35 Undisclosed self-dealing in the first degree.

25 A person is guilty of undisclosed self-dealing in the first degree
26 when, being a public servant, such person intentionally engages in

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

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conduct or a course of conduct in their official capacity in connection with the award of a public contract or public grant or other effort to obtain or retain public business or public funds that is intended to confer an undisclosed benefit on themselves, a spouse, domestic partner, child, parent, or sibling of the public servant, a person with whom a public servant has a business or other financial relationship, or a firm in which the public servant has a present or potential interest and thereby obtains or attempts to obtain a benefit for themselves, a spouse, domestic partner, child, parent, or sibling of the public servant, a person with whom a public servant has a business or other financial relationship, or a firm in which the public servant has a present or potential interest with a value in excess of ten thousand dollars. A benefit is disclosed if its existence is made known prior to the alleged wrongful conduct to either (i) the relevant state or local ethics commission or (ii) the official responsible for the public servant's appointment to their position, provided that person is not a participant in the alleged wrongful conduct.

Undisclosed self-dealing in the first degree is a class C felony.

§ 2. This act shall take effect immediately.