

PROGRAM BILL # 23

Legislative Bill Drafting Commission
12051-01-6

S.

Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed,
and when printed to be committed
to the Committee on

----- A.
Assembly

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the
Committee on

ELECTA

(Relates to political contributions
by limited liability companies or
other corporate entities)

Elect. LLC political contribution

AN ACT

to amend the election law, in
relation to political contributions
by limited liability companies or
other corporate entities

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

IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship
of this proposal

s15 Addabbo	s31 Espallat	s27 Hoylman	s25 Montgomery	s56 Robach
s52 Akshar	s49 Farley	s09 Kaminsky	s40 Murphy	s10 Sanders
s46 Amedore	s17 Felder	s63 Kennedy	s54 Nozzolio	s23 Savino
s11 Avella	s02 Flanagan	s34 Klein	s58 O'Mara	s41 Serino
s42 Bonacic	s55 Funke	s28 Krueger	s62 Ortt	s29 Serrano
s04 Boyle	s59 Gallivan	s24 Lanza	s60 Panepinto	s51 Seward
s44 Breslin	s12 Gianaris	s39 Larkin	s21 Parker	s26 Squadron
s38 Carlucci	s22 Golden	s37 Latimer	s13 Peralta	s16 Stevisky
s14 Comrie	s47 Griffio	s01 LaValle	s30 Perkins	s35 Stewart-
s03 Croci	s20 Hamilton	s45 Little	s19 Persaud	Cousins
s50 DeFrancisco	s06 Hannon	s05 Marcellino	s61 Ranzenhofer	s53 Valesky
s32 Diaz	s36 Hassell-	s43 Marchione	s48 Ritchie	s08 Venditto
s18 Dilan	Thompson	s07 Martins	s33 Rivera	s57 Young

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the
multi-sponsorship of this proposal:

a049 Abbate	a034 DenDekker	a011 Jean-Pierre	a003 Murray	a076 Seawright
a092 Abinanti	a054 Dilan	a135 Johns	a133 Nojay	a087 Sepulveda
a084 Arroyo	a081 Dinowitz	a077 Joyner	a037 Nolan	a027 Simanowitz
a035 Aubry	a147 DiPietro	a094 Katz	a130 Oaks	a052 Simon
a120 Barclay	a115 Duprey	a074 Kavanagh	a069 O'Donnell	a036 Simotas
a106 Barrett	a004 Englebright	a142 Kearns	a051 Ortiz	a104 Skartados
a060 Barron	a109 Fahy	a040 Kim	a091 Otis	a099 Skoufis
a082 Benedetto	a071 Farrell	a131 Kolb	a132 Palmesano	a022 Solages
a042 Bichotte	a126 Finch	a105 Lalor	a002 Falumbo	a114 Stec
a079 Blake	a008 Fitzpatrick	a013 Lavine	a088 Paulin	a110 Steck
a117 Blankenbush	a124 Friend	a134 Lawrence	a141 Peoples-	a127 Stirpe
a098 Brabenec	a095 Galef	a050 Lentol	Stokes	a112 Tedisco
a026 Braunstein	a137 Gantt	a125 Lifton	a058 Perry	a101 Tenney
a044 Brennan	a007 Garbarino	a072 Linares	a086 Pichardo	a001 Thiele
a119 Brindisi	a148 Giglio	a102 Lopez	a089 Pretlow	a061 Titone
a138 Bronson	a080 Gjonaj	a123 Lupardo	a073 Quart	a031 Titus
a093 Buchwald	a066 Glick	a010 Lupinacci	a019 Ra	a055 Walker
a118 Butler	a023 Goldfeder	a121 Magee	a012 Raia	a146 Walter
a103 Cahill	a150 Goodell	a129 Magnarelli	a006 Ramos	a141 Weinstein
a065 Cancel	a075 Gottfried	a064 Malliotakis	a043 Richardson	a024 Weprin
a062 Castorina	a005 Graf	a030 Markey	a078 Rivera	a059 Williams
a145 Ceretto	a100 Gunther	a090 Mayer	a056 Robinson	a113 Woerner
a047 Colton	a046 Harris	a108 McDonald	a068 Rodriguez	a143 Wozniak
a032 Cook	a139 Hawley	a014 McDonough	a067 Rosenthal	a070 Wright
a144 Corwin	a083 Heastie	a017 McKeivitt	a025 Rozic	a096 Zebrowski
a085 Crespo	a028 Hevesi	a107 McLaughlin	a116 Russell	a020
a122 Crouch	a048 Hikind	a038 Miller	a149 Ryan	a033
a021 Curran	a018 Hooper	a015 Montesano	a009 Saladino	
a063 Cusick	a128 Hunter	a136 Morelle	a111 Santabarbara	
a045 Cymbrowitz	a029 Hyndman	a057 Mosley	a016 Schimel	
a053 Davila	a097 Jaffee	a039 Moya	a140 Schimminger	

1) Single House Bill (introduced and printed separately in either or both
houses). Uni-Bill (introduced simultaneously in both houses and printed as one
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed
copies of bill and 4 copies of memorandum in support (single house); or 4 signed
copies of bill and 8 copies of memorandum in support (uni-bill).

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

3 § 14-117. Political contributions by limited liability companies or
4 other corporate entities. 1. No limited liability company or other
5 corporate entity doing business in this state, shall directly or indi-
6 rectly pay or use or offer, consent or agree to pay or use any money or
7 property for or in aid of any political party, committee or organization
8 organized or maintained for, or in aid of, any candidate for the office
9 of governor or for nomination for such office, or for, or in aid of, any
10 corporation, joint-stock or other association organized or maintained
11 for, or in aid of, any candidate for the office of governor or for nomi-
12 nation for such office, or for the reimbursement or indemnification of
13 any person for moneys or property so used. Any officer, director, stock-
14 holder, member, owner, attorney or agent of any limited liability compa-
15 ny or other corporate entity which violates any of the provisions of
16 this section, who participates in, aids, abets, or advises or consents
17 to any such violations, and any person who solicits or knowingly
18 receives any money or property in violation of this section shall be
19 guilty of a misdemeanor.

20 2. Notwithstanding the provisions of subdivision one of this section,
21 any limited liability company or other corporate entity or an organiza-
22 tion financially supported in whole or in part, by such limited liabil-
23 ity company or other corporate entity may make expenditures, including
24 contributions, not otherwise prohibited by law, for any candidate for
25 the office of governor or for nomination for such office, in an amount
26 not to exceed five thousand dollars in the aggregate in any calendar
27 year.

1 3. Each limited liability company or other corporate entity that makes
2 an expenditure pursuant to this section shall file with the state board
3 of elections, by December thirty-first of the year in which the expendi-
4 ture is made, on the form prescribed by the state board of elections,
5 the identity of all direct and indirect owners of the membership inter-
6 ests in the limited liability company or other corporate entity and the
7 proportion of each direct or indirect member's ownership interest in the
8 limited liability company or other corporate entity.

9 § 2. Section 14-120 of the election law is amended by adding a new
10 subdivision 3 to read as follows:

11 3. (a) Notwithstanding any law to the contrary, all contributions made
12 to a campaign or political committee pursuant to section 14-117 of this
13 article, shall be treated as an individual contribution made by each
14 member of the limited liability company or other corporate entity in
15 proportion to the member's ownership interest in the limited liability
16 company or other corporate entity.

17 (b) If, by application of paragraph (a) of this subdivision, a
18 campaign contribution treated as an individual contribution is made by
19 another limited liability company or other corporate entity, such
20 contribution shall be further treated as an individual contribution made
21 by each member of the limited liability company or other corporate enti-
22 ty in proportion to the member's ownership interest in the limited
23 liability company or other corporate entity.

24 (c) The state board of elections shall enact regulations that prevent
25 the avoidance of the rules set forth in paragraphs (a) and (b) of this
26 subdivision.

27 § 3. This act shall take effect immediately.

