

AN ACT to amend the legislative
law to identify contingent
lobbying contracts as
violations subject to penalties

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

3 Section 1. Paragraph (3) of subdivision (a) of section 1-k of article 1-A the legislative
4 law, as amended by chapter 14 of the laws of 2007, is amended to read as follows:

5 (3) any determination, decision or action by any public official [by] a state agency,
6 either house of the state legislature, the unified court system, municipal agency or local
7 legislative body with respect to a governmental procurement or a grant, loan or agreement
8 involving the disbursement of public monies.

9 §2. Subdivision (b) of section 1-k of the legislative law, as amended by chapter 14 of the
10 laws of 2007, is amended to read as follows:

11 (b) Any lobbyist or client who is found to be a party to a contingent retainer
12 agreement will be in violation of this statute and subject to a penalty proscribed by §1-o (b)(viii)
13 of the Legislative Law. No person shall accept such a retainer or employment. A violation of
14 this section shall be a class A misdemeanor.

15 §3. Subdivision (b) of section 1-o of the legislative law as amended by chapter 14 of the
16 laws of 2007 by adding a new paragraph (vii) to read as follows:

17 (vii) A lobbyist, public corporation, or client who knowingly and willingly enter into

1 a contingent fee lobbying retainer agreement shall be subject to a court penalty in the amount up
2 to \$50,000 or five times to value of such contract, whichever is greater.

3 §4. This act shall take effect immediately.