

CENTER for JUDICIAL ACCOUNTABILITY, INC.*

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July 16, 2013

TO: Secretary of the Senate Francis W. Patience
Office of the Temporary Senate President/Majority Coalition Leaders:
Senator Dean Skelos & Senator Jeffrey Klein
Senate Democratic Conference Leader Andrea Stewart Cousins

FROM: Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)

RE: Senate Rule XV "Freedom of Information" Request:
Governor Cuomo's "Public Trust Act"/Program Bill #3

I understand that Governor Cuomo's "Public Trust Act", embodied in his Program Bill #3, was never introduced and that it has no Senate bill number.

Senate Rule VII, §7 states:

"Every bill proposed by the Governor... shall be submitted to the office of the Temporary President and shall be forwarded by the Majority Coalition Leaders for introduction purposes to the appropriate standing committee in accordance with section one of Rule VII. Any such bill which is not so forwarded within three weeks after receipt by the office of the Temporary President shall be offered to the Democratic Conference Leader who may in accordance with section one of Rule VII, forward such bills to any member for introduction purposes."

Pursuant to Senate Rule XV ("Freedom on Information"), this is to request all publicly-available records pertaining to Governor Cuomo's "Public Trust Act"/Program Bill #3 and, specifically,:

- (1) records identifying the date on which the office of the Temporary President received it, *if received*;
- (2) records identifying the date on which the Majority Coalition Leaders forwarded it "for introduction purposes to the appropriate standing committee", *if forwarded* – and the action taken by such "appropriate standing committee" with respect thereto;

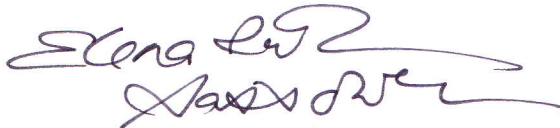
* **Center for Judicial Accountability, Inc.** (CJA) is a national, non-partisan, non-profit citizens' organization, working to ensure that the processes of judicial selection and discipline are effective and meaningful.

- (3) records identifying the date “within three weeks after receipt” by the office of the Temporary President when it was “offered to the Democratic Conference Leader”, *if offered*;
- (4) records identifying the date the Democratic Conference Leader forwarded it “to any member for introduction purposes”, *if forwarded* – and the member’s response;
- (5) records pertaining to receipt of, and response to, the June 11, 2013 letter of the District Attorneys Association of the State of New York, addressed to Assembly Speaker Silver and Senate Majority Coalition Leaders Skelos and Klein, signed by all 62 New York State District Attorneys, urging enactment of Governor Cuomo’s “Public Trust Act”/Program Bill #3.

Additionally, please furnish all publicly-available records pertaining to the Senate’s communications with the Assembly pertaining to the status of the Governor’s “Public Trust Act”/Program Bill #3 in that body.

Pursuant to FOIL (Public Officers Law §89.3), your response is required “within five business days” of your receipt of this request. Kindly e-mail it to me at elena@judgewatch.org.

Thank you.

A handwritten signature in blue ink, appearing to read "Elena Lu". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

cc: Governor Andrew Cuomo
Assembly Speaker Sheldon Silver
Assembly Minority Leader Brian Kolb
William Collins, Assembly Majority Counsel
Assembly Public Information Officer Robin Marilla
Robert Freeman, Committee on Open Government
The Public & The Press