

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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July 18, 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 Program Bills #4, #5, and #12

I understand that Governor Cuomo's Program Bill #4 (Creating Enforcement Counsel at Board of Elections; Repeal of Wilson-Pakula; Party Enrollment Deadline Change), Program Bill #5 (Voter Registration; Ballot Access; Ballot Simplification), and Program #12 ("Campaign Finance Reform Act of 2013") – which he announced at his June 11, 2013 press conference – were never introduced and have no Senate bill numbers.

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 Program Bills #4, #5, and #12 and, specifically,:

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

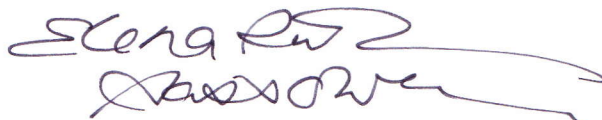
EX C-2

- (3) records identifying the date “within three weeks after receipt” by the office of the Temporary President when they were “offered to the Democratic Conference Leader”, *if offered*;
- (4) records identifying the date the Democratic Conference Leader forwarded them “to any member for introduction purposes”, *if forwarded* – and the member’s response;

Additionally, please furnish all publicly-available records of Senate communications with the Assembly pertaining to the status of the Governor’s Program Bills #4, #5, and #12 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 R. Russo". 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

Center for Judicial Accountability

From: Center for Judicial Accountability <elena@judgewatch.org>
Sent: Thursday, July 18, 2013 11:04 AM
To: 'records.access@exec.ny.gov'; 'FOIL@senate.state.ny.us'; 'marillr@assembly.state.ny.us'; 'skelos@nysenate.gov'; 'jdklein@nysenate.gov'; 'scousins@senate.state.ny.us'; 'speaker@assembly.state.ny.us'; 'kolbB@assembly.state.ny.us'
Cc: 'lauren.mccabe@exec.ny.gov'; 'burman@nysenate.gov'; 'garvey@nysenate.gov'; 'Dean G. Skelos'; 'sandrews@senate.state.ny.us'; 'jluther@nysenate.gov'; 'glazer@nysenate.gov'; 'Andrea Stewart-Cousins'; 'Sheldon Silver'; 'Brian M. Kolb'; 'Sheldon Silver'; 'Brian M. Kolb'; 'robert.freeman@dos.state.ny.us'
Subject: FOIL: Governor Cuomo's Program Bills #4, #5, #12, announced as new legislation at his June 11, 2013 press conference
Attachments: 7-18-13-foil-gov.pdf; 7-18-13-foil-senate.pdf; 7-18-13-foil-assembly.pdf; 7-16-13-foil-gov.pdf

Attached are the Center for Judicial Accountability's FOIL requests of today's date to: (1) the Governor; (2) the Senate; and (3) the Assembly, either addressed to you or to which you are indicated recipients. These pertain to the Governor's Program Bill #4 (Creating Enforcement Counsel at Board of Elections; Repeal of Wilson-Pakula; Party Enrollment Deadline Change), Program Bill #5 (Voter Registration; Ballot Access; Ballot Simplification), and Program #12 ("Campaign Finance Reform Act of 2013").

Additionally, please supersede our July 16th FOIL request to the Governor pertaining to his Program Bill #3 ("Public Trust Act") with the attached, whose substantive changes are in its footnote 1 & request #6.

Thank you.

Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)
914-455-4373
elena@judgewatch.org