NYS CAMPAIGN CONTRIBUTION LIMITS (2013)

Individuals:
May give up to $150,000 in a single year in total

Corporations:
May give up to $5,000 in a single year in total

No aggregate limits on other types of donors (e.g. PACs and Unions)
NYS CAMPAIGN CONTRIBUTION LIMITS (2013)

**Statewide Candidates:**
Individual donor may give up to $60,800 in a single year
($19,700 primary, $41,100 general)

**State Senate:**
Individual donor may give up to $16,800 in a single year
($6,500 primary, $10,300 general)

**State Assembly:**
Individual donor may give up to $8,200 in a single year
($4,100 primary, $4,100 general)

**Party/Constituted Committee**
Individual donor may give up to $102,300 in a single year
LIMITS THAT WERE MADE TO BE BROKEN:

Housekeeping “Soft Money” Loophole

“The contribution and receipt limits of this article shall not apply to monies received and expenditures made by a party committee or constituted committee to maintain a permanent headquarters and staff and carry on ordinary activities which are not for the express purpose of promoting the candidacy of specific candidates”

(NYS Election Law §14-124)

LLC Loophole

“each affiliated of subsidiary corporation, if a separate legal entity, has its own limit” and “a limited liability company is treated as an individual”
New York State’s “Soft Money” Housekeeping Funds
A Growing Source of Political Dollars

Soft money contributions to the state parties and state legislature grew by 24% when comparing the seven year periods of 1999-2005 and 2006-2012.

County and local committees raised an additional $29.1 million for a total of $87.1 million in soft money raised between 2006-2012.
New York State’s “Soft Money” Housekeeping Funds
Distribution of Receipts in the State Legislature -- 2006-2012

- $19.9 M
- $5.3 M
- $7.0 M

Republicans
Democrats

Millions

State Senate
State Assembly
New York State’s “Soft Money” Housekeeping Funds
Expenses by Year -- 2006-2012

2006: $13.6 M
2007: $12.7 M
2008: $16.9 M
2009: $13.7 M
2010: $18.2 M
2011: $13.0 M
2012: $16.7 M
New York State’s “Soft Money” Housekeeping Funds

Expenses by Month -- 2010

- January: $1.08 M
- February: $826 K
- March: $1.04 M
- April: $1.22 M
- May: $1.06 M
- June: $1.48 M
- July: $1.90 M
- August: $1.60 M
- September: $2.11 M
- October: $3.22 M
- November: $1.24 M
- December: $1.44 M
LLC LOOPHOLE

Widespread abuse, especially by major real estate firms

Durst Organization
$1.52 million through 54 separate LLCs since 2005
(38x the intended $5,000 annual corporate limit)

Glenwood Management (Leonard Litwin)
$7.25 million through 47 separate LLCs since 2005
(181x the intended $5,000 annual corporate limit)

Tenants PAC has made $139,050 in contributions since 2005
## FRACKING MONEY IN THE SENATE

<table>
<thead>
<tr>
<th>Current State Senators with $50,000 or more in contributions</th>
<th>Contributions from Fracking Interests 2007 to April 2013</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Tom Libous (R-52)</td>
<td>$353,205.00</td>
</tr>
<tr>
<td>2. George Maziarz (R-62)</td>
<td>$212,880.58</td>
</tr>
<tr>
<td>3. Mike Ranzenhofer (R-61)</td>
<td>$125,824.20</td>
</tr>
<tr>
<td>4. Dean Skelos (R-9)</td>
<td>$93,950.00</td>
</tr>
<tr>
<td>5. David Valesky (D-IDC-53)</td>
<td>$79,075.00</td>
</tr>
<tr>
<td>6. Mark Grisanti (R-60)</td>
<td>$71,623.90</td>
</tr>
<tr>
<td>7. Cathy Young (R-57)</td>
<td>$70,345.00</td>
</tr>
<tr>
<td>8. Mike Nozzolio (R-54)</td>
<td>$68,751.40</td>
</tr>
<tr>
<td>9. Joseph Robach (R-56)</td>
<td>$58,208.30</td>
</tr>
<tr>
<td>10. Jeff Klein (D-IDC-34)</td>
<td>$54,495.00</td>
</tr>
<tr>
<td>11. Tom O’Mara (R-58)</td>
<td>$51,375.00</td>
</tr>
<tr>
<td>12. Betty Little (R-45)</td>
<td>$50,480.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>State Senate Committees</th>
<th>Contributions from Fracking Interests 2007 to April 2013</th>
</tr>
</thead>
<tbody>
<tr>
<td>Senate Republicans</td>
<td>$899,179.69</td>
</tr>
<tr>
<td>Senate Democrats</td>
<td>$254,976.73</td>
</tr>
</tbody>
</table>
HEDGE FUNDS PLAY THE INFLUENCE MARKET

New York State’s sky high contribution limits allow a tiny elite to exert outsized influence

2005-2011 — $23.4 million in hedge contributions from hedge fund executives and family members to candidates and committees across New York State

$17.5 million from just the Top 100 individual donors

$20.8 million to New York State level candidates/parties, only $759,000 to New York City candidates
GAMBLING INDUSTRY MONEY FLOWS TO THOSE IN POWER

2005 – 2012: $8.4 million in campaign contributions, $2.3 million in 2011-2012 alone

$716,000 to Governor Cuomo
$1.8 million to Senate Republicans, $936,000 to Senate Democrats
$1.1 million to Assembly Democrats, $101,000 to Assembly Republicans

Committee Chairs Win Big
$95,000 to Eric Adams (D), $80,000 to John Bonacic (R), Senate chairs
$103,000 to J. Gary Pretlow (D), nearly 30% of his total funds raised
• In the past two years, there have been at least 103,805 violations of the NYS campaign finance law.
• 2,328 active committees – nearly 40% of the total active committees with money in the bank – missed the July 2012 filing deadline. The money in their accounts totaled $31,181,363.85.
• Donors are clearly driven by who is in power, not the political ideology of recipients
• Businesses: 3.7x more to Senate GOP than Senate Dems; 3.05x more to Assembly Dems than Assembly GOP
• Unions: 1.08x more to Senate GOP than Senate Dems; 7.86x more to Assembly Dems than Assembly GOP
• 2010 AG Primary: 90 donors hedged bets by giving to more than one Democratic candidate

• Incumbents like Governor Cuomo tend to receive donations from members of all parties at rates similar to their statewide enrollment.
• 124 of 346 (35.84%) analyzed donors to Cuomo in a recent six-month period had not voted in the previous gubernatorial or presidential elections.
• In 2011, lobbyists working for retained firms donated nearly 70,000 times as much money per capita as other state residents.
Three recent reports analyzing the money candidates from different regions of the state raised from incorporated entities comes from lobbyists or lobby clients:

- Rochester: 68%
- Western New York: 64%
- Central New York: 70%
• Legislators from each of these regions introduced dozens of bills and resolutions benefiting these donors.
Only 23.46% of the money received by legislative candidates and their party committees comes from flesh-and-blood human beings:

<table>
<thead>
<tr>
<th>Type of Donor</th>
<th>Total Given</th>
<th>% of All Money</th>
</tr>
</thead>
<tbody>
<tr>
<td>Business, LLC or Trade Association</td>
<td>$37,798,813.72</td>
<td>35.90%</td>
</tr>
<tr>
<td>Individual</td>
<td>$24,705,039.25</td>
<td>23.46%</td>
</tr>
<tr>
<td>Union</td>
<td>$13,791,460.07</td>
<td>13.10%</td>
</tr>
</tbody>
</table>
Most of this money comes from large donors. Of all the money that candidates raise, only 2.6% comes from donors giving less than $250.

<table>
<thead>
<tr>
<th>Amount Donated</th>
<th>Total from all donors of this amount</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>$10,000 or more</td>
<td>$7,121,246.63</td>
<td>28.83%</td>
</tr>
<tr>
<td>$2,500 to $9,999</td>
<td>$5,753,590.88</td>
<td>23.29%</td>
</tr>
<tr>
<td>$1,000 to $2,499</td>
<td>$4,400,390.62</td>
<td>17.81%</td>
</tr>
<tr>
<td>$250 to $999</td>
<td>$4,690,989.85</td>
<td>18.99%</td>
</tr>
<tr>
<td>Less than $250</td>
<td>$2,738,820.32</td>
<td>11.09%</td>
</tr>
</tbody>
</table>
In 2011, donors that gave $50,000 or more to state-level candidates and parties represented more than a third of the money these committees raised. There were 127 of them, giving $16,837,067.93.
In the current election cycle, 80% of Cuomo’s fundraising came from donors who have given him $10,000 or more. Only 1% has come from contributors who gave less than $1,000. 142 donors have given him $40,000 or more; 7 have given him between $100,000 and $500,000.
• Only 40,381 individuals with New York State addresses donated to legislative candidates or party committees in the last election cycle. By comparison, this is significantly less than the New Yorkers currently in prison.
The current rules create a system where some parts of the state are left out of the electoral process. Places like Albany County ($2.77 in donations per capita) with significant lobbyist populations and New York County ($3.75) with many wealthy residents give much more money than counties like Hamilton ($0.09), Orleans ($0.11), Franklin ($0.13), and Tioga ($0.14).
• One donor alone – Leonard Litwin – gave more than $1.2M to state-level candidate and party committees in calendar year 2012. This is more than individual residents of 59 New York State counties gave to legislators and their party committees in the entire 2012 election cycle.
As of August 2012, committees belonging to ex-candidates had $10.7M in the bank. This includes committees of several deceased legislators and several incarcerated ones.
• Since 2004, legislators have spent $7M in campaign funds on their legal defense.
• Other expenditures include $132K in one election cycle on flowers, $195K on cars, and $454K on golf.
• Since 1982, nearly 3.4K general elections, only 55 have had an incumbent who has lost