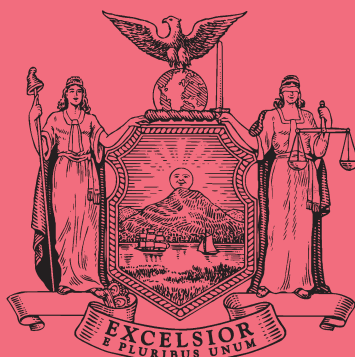


# GUIDE TO THE ANNUAL STATEMENT OF FINANCIAL DISCLOSURE

FOR NEW YORK STATE LEGISLATORS AND LEGISLATIVE STAFF

2022



## **New York State Legislative Ethics Commission**

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## Introduction

The Legislative Ethics Commission has prepared this guide to answer questions on how to complete and file the Annual Statement of Financial Disclosure (“statement”) which is required by Public Officers Law § 73-a. This guide is for informational purposes only and does not have the force of law. It is not a substitute for a careful reading of Public Officers Law §§ 73, 73-a, 74, Legislative Law § 80, and Executive Law § 94.

If you have questions on how to complete your statement, you may contact the Legislative Ethics Commission (LEC) staff for information or write the LEC for formal advice on the application of the law.

## Who Must File?

Pursuant to Public Officers Law § 73-a as amended by Chapter 399 of the Laws of 2011, (The Public Integrity Reform Act), the following individuals must file the Annual Statement of Financial Disclosure with the Legislative Ethics Commission and the Joint Commission on Public Ethics:

- Members of the legislature;
- Legislative employees who will receive annual compensation in 2022 of more than \$101,379 from the legislature;
- Legislative employees who hold policymaking positions, as determined by their individual appointing authority;
- Candidates for state legislative office (See separate guide for candidates).

**\*Please note: pursuant to statute, when the Annual Statement of Financial Disclosure is filed with the Legislative Ethics Commission, it is deemed filed with the Joint Commission on Public Ethics (JCOPE) as well. The LEC will forward the disclosure forms to JCOPE by the statutory deadline, in most cases, June 30<sup>th</sup>. You should not file an additional copy with JCOPE.**

If you work for more than one office or employer within the legislative branch of government and your total annual compensation for these jobs is more than \$101,379 you must file the statement. However, if you work for two different branches of government (e.g. legislative and executive) and receive \$101,379 annually or less from each branch of government you do **not** have to file the statement. This is true even if your total combined income is more than \$101,379. Regardless of income level, if you are designated as a policymaker, you must file the statement.

## **When Must the Annual Statement of Financial Disclosure be Filed?**

The following individuals must file the annual statement on or before **May 16, 2022** with the Legislative Ethics Commission:

- Members of the legislature;
- Legislative employees who are expected to receive more than \$101,379 in legislative income during the current calendar year (2022);
- Legislative employees who are designated as policymakers by their appointing authority and earn \$101,379 or less.

The following individuals must file the annual statement within thirty (30) days of the change in employment status:

- New legislative employees, hired after May 15, who are expected to receive more than \$101,379 in legislative income during the remainder of the calendar year 2022;
- New legislative employees, hired after May 15, who are designated as policymakers by the appointing authority;
- Continuing legislative employees who were not required to file by May 15 but subsequently receive a salary adjustment which will result in their receiving more than \$101,379 in legislative income during the current calendar year;
- Continuing legislative employees who were not required to file by May 15 but are subsequently designated as policymakers by their appointing authority.

## **Where to file?**

You must file the Annual Statement of Financial Disclosure with the Legislative Ethics Commission:

**By personal delivery or messenger:**

Alfred E. Smith State Office Building  
80 South Swan Street, Suite 1431  
Albany, New York 12210

**By mail:**

Legislative Ethics Commission  
Legislative Office Building, Box 75  
Albany, NY 12247

A confirmation card indicating the date that the statement was received will be sent to you.

## **General Information**

All questions on the Annual Statement refer to financial interests held during **calendar year 2021**, unless otherwise indicated. Specifically, answer questions 1 through 3 **as of the filing date**. Answer questions 4 through 18 with respect to **calendar year 2021**. Finally, answer question 19 **as of the date you complete the statement**.

*Please respond to every part of each question. On those sections in which you have no information to report, please indicate “none”. If a question does not apply to you, indicate “not applicable” in the space provided.*

If you are unable to complete a question due to lack of information, please contact the Legislative Ethics Commission for assistance.

### **\*Remember\***

**Use the letter categories found in Tables I and II when reporting categories of value or amount.** Actual dollar amounts are not required to be disclosed. If you have difficulty in ascertaining the proper value of a financial interest, you may wish to value it at the higher category since the law provides a penalty for falsely understating a value.

Additional pages may be attached to the statement if more space is needed. Each additional page should include:

- The question number;
- The remainder of the answer;
- The name of the reporting individual.

**Please complete the statement legibly, either printing in ink or typing in the answers.** Illegible or unsigned statements, or those completed in pencil, will be returned for proper completion.

A “fillable form” which may be completed, printed and submitted with an original signature is available on the Legislative Ethics Commission website: [legethics.ny.gov](http://legethics.ny.gov)

### **Please Note**

**Legislators’ statements beginning with calendar year 2012 are available on a public website maintained by the Joint Commission on Public Ethics. Legislative employee statements, while not posted online, are public information.**

## [Request for an Extension of the Time to File](#)

### **Internal Revenue Service Automatic Extension of Time:**

If you have filed an individual request for extension of your income tax return with the Internal Revenue Service, you may request an extension of time from the Commission to file the complete Annual Statement of Financial Disclosure. If you wish to do this, you must file the following information with the Commission by the due date, which in most cases is May 15:

- An initial statement including all information not affected by the income tax extension; and
- A copy of your Internal Revenue Service request for extension.

*A request for an extension under this provision does not relieve you from filing information not related to your income tax return by the due date.*

You also must file a supplementary statement with all the remaining information no later than seven days after your tax extension expires.

### **Justifiable Cause or Undue Hardship:**

If there are extraordinary circumstances that prevent you from filing the statement when due, you may request an extension of the time to file on the basis of justifiable cause or undue hardship. The request must be received by the Legislative Ethics Commission before the due date for your statement, which is May 15 in most cases, on a form obtained from the commission. A request for an extension of time does not automatically extend your time to file; **it must be reviewed and acted upon by the Joint Commission on Public Ethics.**

## [Request for an Exemption or Deletion Pertaining to Spouse and Unemancipated Children](#)

Requests for exemption from disclosing specific information pertaining to your spouse and/or unemancipated children or requests to delete specific information from statements made available to the public may be filed with the Joint Commission on Public Ethics. Information on this process is available on the Legislative Ethics Commission website ([legethics.ny.gov](http://legethics.ny.gov)).

## **Exemption from Disclosing Client Information**

You may request an exemption from disclosing certain information pertaining to your clients, including the identity of a client and work on an initial public offering, in response to Questions 8(b-1), 8(b-2), and 8(c) of the Statement. Please see Appendix A for additional information regarding the client disclosure exemption process.

## **Contents of Statement**

The following pages cover each question on the statement. The text summarizes the broad purpose of the question, identifies any unique interpretations given by the commission or the predecessor committee, and restates parts of the question that you may have overlooked.

**Responses to questions should not be left blank. Please indicate “none” or “not applicable” to each question where you have nothing to report. Questions 1 through 2(d) must be answered.**

## **QUESTIONS 1-3 - Name, Legislative Employment and Marital Status:**

Question 1 requires you state your full name at the time of filing.

Question 2(a) requires you to list the official title of your current legislative position.

Question 2(b): Members should list the legislative house in which they serve. Employees should list the full name of the legislative office, as well as the legislative house, in which they are employed.

Question 2(c): Legislators and employees should provide a complete office address.

Question 2(d): Please provide the appropriate office telephone number.

Question 3(a) requires you to list your current marital status. If you married on or after January 1, 2022, you will need to report spousal information under the appropriate questions, even though you were not married during 2021.

You are not required to report financial information of a spouse if you and your spouse live separate and apart with the intention of terminating the marriage or providing for permanent separation; or if you are separated pursuant to a judicial order, decree, or judgment, or a legally binding agreement.

Question 3(b): “Unemancipated child” means a son, daughter, stepson, or stepdaughter who is under age eighteen (18), unmarried and living in your household. If you do not have any unemancipated children, please state “none”.

## QUESTION 4 – Positions Held, Other Than Those With the State:

Question 4(a) asks for information on various positions of authority that **you** hold other than with the State of New York.

Question 4(b) asks for information on various positions of authority that your spouse or unemancipated children hold other than with the State of New York.

If you have nothing to report, indicate “not applicable” on the appropriate part of this question.

In Questions 4(a) and (b), “entity” refers to the column heading “organization.” If the entity is a **partnership**, indicate whether you are a general or limited partner under (a). Under (b), report similar interests held by your spouse or unemancipated children. A “partnership” is defined as an association of two or more persons who carry on business for profit as co-owners. If the entity is a **corporation**, whether for profit or non-profit, you must report your position with the corporation under (a) and that of your spouse or unemancipated children under (b). “Position of any nature” means a position equivalent to an officer, director or partner in a corporation, association, organization or partnership, but having a different title. Report any membership, directorship, or officership with a limited liability company or a limited liability partnership on these questions.

You also need to indicate any state or local agency that licenses or regulates the entity, as well as those agencies with which the entity did regular and significant business.

The term “regulatory agency” shall mean:

- Department of Financial Services;
- State Liquor Authority;
- Department of Agriculture and Markets;
- Department of Education;
- Department of Environmental Conservation;
- Department of Health;
- Division of Housing and Community Renewal;
- Department of State, other than the Division of Corporations and State Records;
- Department of Public Service;
- The Industrial Board of Appeals in the Department of Labor; and
- The Department of Law, other than when the Attorney General or her agents or employees are performing duties specified in section sixty-three of the Executive Law.

If you need further guidance on determining whether you should identify any state or local agency, you may contact the Legislative Ethics Commission for advice. If you do not know whether the organization was licensed or regulated by, or did business with, any state or local agency, indicate that you do not know.

You do not need to report memberships in organizations (except with limited liability companies), positions with political parties (those positions are reportable on [Question 7](#)), uncompensated honorary positions, or positions held with the State of New York. “Uncompensated honorary positions” are positions limited to a specific event (e.g., chair of a fund-raising drive) or strictly ceremonial in nature (e.g., a parliamentarian).

### **QUESTION 5 – Occupation:**

[Question 5\(a\)](#) asks for information about any occupation or employment you had during 2021. You need not duplicate information that you provided on your legislative position under question 2(a). List any trade, business, or profession you engaged in during 2021. “Engaged in” means practicing the occupation or profession during 2021, whether or not you were compensated for your services. If this activity (trade, business, or profession) was licensed by, regulated by, or did regular and significant business with a state or local agency, you need to report the agency’s name.

[Question 5\(b\)](#) asks for similar information concerning your spouse or unemancipated children **only if** that person was (i) employed or engaged in an occupation, trade, business, or profession which is licensed or regulated by a state or local agency, or (ii) if that person’s employer did regular and significant business with a state or local agency.

Please note that some of the information required to be reported on [Questions 5\(a\) and 5\(b\)](#) may be the same as information reported on [Questions 4\(a\) and 4\(b\)](#).

[If you have nothing to report, indicate “not applicable” on the appropriate part of this question.](#)

### **QUESTION 6 – Interests in Contracts:**

[Question 6](#) requires you to report **all** interests in **continuing** contractual agreements with the state. It also requires you to report all continuing interests in **noncompetitively bid contracts with local agencies**.

The statute does not require you to report: competitively bid contracts with local agencies; completed contracts in which final payment was made by the calendar year end and with which there is no ongoing dispute; or contracts which are limited to holding a bond or note as an investment instrument from a state or local agency. Information regarding such bonds and notes may be required to be reported under [Question 13](#) or [Question 16](#).

[If you have nothing to report, indicate “not applicable”.](#)

### **QUESTION 7 – Political Party Positions:**

Question 7 requires you to list any positions you held during 2021 with a political party or political organization.

You are not required to report a position with a candidate’s campaign committee.

If you have nothing to report, indicate “not applicable”.

### **QUESTION 8 – (a) Licensed Professions, (b), (b-1) (b-2) and (c) Clients and (d) Business Investments:**

Question 8(a) applies to you if you practice certain licensed professions:

- Law;
- Real estate (as a broker or agent);
- A profession licensed by the department of education\*(see list); or
- If you are a member or employee of a firm registered as a lobbyist.

Question 8(a) requires you to **describe the subject areas of your practice and principal duties you performed. You are also required to specifically state whether you provided services directly to clients.** (Client names required to be reported by statute are described and reportable under Questions 8(b)(b-1)(b-2) and (c)). If you are a partner or shareholder in a firm or corporation in any of these professions, you also need to report the principal subject areas of the matters undertaken by the firm or corporation.

If you engaged in the practice of the licensed profession in 2021, report:

- The licensed profession;
- A description of the services rendered for compensation (including subject areas);
- **Whether services were provided directly to clients;** and
- If you practice with a firm and are a partner of a firm, the firm’s practice areas.

**If you did not engage in the practice in 2021, please report that you are licensed in the profession but not practicing.**

If you have nothing to report, indicate “not applicable” on the appropriate part of this question.

\*Professions Licensed by the Department of Education:

- Acupuncture
- Applied Behavior Analysis
  - Licensed Behavior Analysts
- Certified Behavior Analyst Assistants
- Architecture

- Athletic Training
- Audiology
- Certified Shorthand Reporting
- Chiropractic
- Clinical Laboratory Technology
  - Clinical Laboratory Technologists
  - Cytotechnologists
  - Clinical Laboratory Technicians
  - Certified Histological Technicians
- Dentistry
  - Dentists
  - Dental Anesthesia/Sedation
  - Dental Hygienists
  - Certified Dental Assistants
- Dietetics-Nutrition
- Engineering
- Geology
- Interior Design
- Land Surveying
- Landscape Architecture
- Massage Therapy
- Medical Physics
- Medicine
  - Physicians
  - Physicians Assistants
  - Specialist Assistants
- Mental Health Practitioners
  - Creative Arts Therapists
  - Marriage and Family Therapists
  - Mental Health Counselors
  - Psychoanalysts
- Midwifery
- Nursing
  - Registered Professional Nurses
  - Nurse Practitioners
  - Clinical Nurse Specialists
  - Licensed Practical Nurses
- Occupational Therapy
  - Occupational Therapists
  - Occupational Therapy Assistants
- Ophthalmic Dispensing
- Optometry
- Perfusion
- Pharmacy
  - Pharmacists
  - Pharmacy Establishments
- Physical Therapy
  - Physical Therapists
  - Physical Therapist Assistants
- Podiatry
- Polysomnographic Technology
- Psychology
- Public Accountancy
  - Certified Public Accountant
  - Public Accountant
- Respiratory Therapy
  - Respiratory Therapists
  - Respiratory Therapy Technicians
- Social Work
  - Licensed Master Social Worker (LMSW)
  - Licensed Clinical Social Worker (LCSW)
- Speech-Language Pathology
- Veterinary Medicine
  - Veterinarian
  - Veterinary Technician

**Question 8(b): As the current filing does not include the time period for this question, it is “Not Applicable” to all filers.**

## **Client Reporting**

**You do not need to report Clients or Customers with respect to matters for which you (or your firm) were retained before you entered office or began employment.**

**Questions 8(b-1), (b-2)(i), (b-2)(ii) and (c) are applicable for this filing if you were retained by a client or customer for a matter on or after December 31, 2015. If these questions are not applicable to you, please indicate the same.**

**Question 8(b-1) is applicable to you if you referred clients to your firm for matters before state agencies, or you provided such services.**

Question 8(b-2)(i) is applicable to you if you earned more than \$10,000 from your law practice AND any client paid more than \$5,000 for those services.

If you did not provide services directly to clients, describe your services on Question 8(b-2)(ii).

Report any clients referred to you by a lobbyist on Question 8(c).

**Additional guidance on completing Questions 8(b-1), (b-2)(i), (b-2)(ii) and (c) can be found in Appendix A of this guide.**

**For information on client exemption requests please contact the Legislative Ethics Commission or see [legethics.ny.gov](http://legethics.ny.gov).**

**Question 8(d) requires certain business investments to be reported.**

Question 8(d) requires you to report business entities in which either you or your spouse had an investment of more than \$1,000, other than investments in securities or real property.

This question is not limited to investments in the licensed professions covered by 8(a). Identify any business entities in which you or your spouse had an investment of more than \$1,000, other than investments in securities or real property, the name and address of the business, and a description of the nature of the business.

A business investment in a security is reported under Question 16. A business investment in real property is reported under Question 17.

**If you have nothing to report, indicate “not applicable”.**

### **QUESTION 9 – Gifts:**

This question requests information on gifts worth more than \$1,000 in the aggregate by source that were received by you **or** your spouse **or** an unemancipated child during 2021. “Gift” refers to a transfer made gratuitously of any real or personal property, benefit, or gain and is not limited to money.

Distributions from trusts or estates are not gifts, but may be reportable under other questions. Gifts from relatives\*, political campaign contributions, and certain types of reimbursed travel expenses are **not** considered reportable gifts. See Question 10 for information about travel expenses or travel reimbursements.

The value of reportable gifts is the annual aggregate value of gifts from a single donor to a single recipient. Thus, if a donor gave gifts worth \$750 to you twice during the year 2021,

you would have a reportable gift of category “C” value (\$1,500). Please indicate the category of value and the nature of **each** gift as well as the name and address of the donor.

If you have nothing to report, indicate “not applicable”.

**\* “Relative” means spouse, child, stepchild, parent, stepparent, or any person who is a direct descendent of your grandparents or your spouse’s grandparents.**

### QUESTION 10 – Travel Reimbursements:

This question requires you to report reimbursements of travel expenses of more than \$1,000, in the aggregate from each source, that were provided by non-governmental sources for activities related to your official duties. This includes direct payments to others, for example hotels or airlines, made on your behalf.

You do not need to report travel reimbursements received from political organizations or campaign committees, that are reportable in a duly filed campaign finance report, or business travel paid for by a private employer to conduct its business.

If you have nothing to report, indicate “not applicable”.

### QUESTION 11 – Other Beneficial Interests:

This question requests information on interests of more than \$1,000 in trusts and retirement plans held by you even though the interest may not have been a source of income to you during 2021. Remember to indicate the category of value of your interest. Identify any Keogh plans, annuities, IRAs and all retirement plans (other than those of New York State or New York City) in which you are currently participating or in which you have an interest. **List all deferred compensation plans including state or local plans.**

For IRAs, if you received income from your IRA of more than \$1,000 in 2021, report such income under Question 13. If you had an IRA invested in a security, including a mutual fund, with a market value of more than \$1,000, report that security under Question 16.

For purposes of disclosing the identity and value of a trust, retirement plan, or deferred compensation plan, account statements containing account numbers, social security numbers or a home address should be not attached to or included in the financial disclosure filing. Such information, if attached, will be available for public inspection.

You do **not** need to report the following: interests in a trust, estate, or other beneficial interest established by, for, or in the estate of a relative; any interest in a 529 College Savings Plan or an Education IRA; trusts which you established to benefit others; New York State or New York City defined benefit retirement plans; SUNY/CUNY Optional Retirement Program

(ORP), including TIAA-CREF, Fidelity, VALIC, Voya or other investment provider; or deferred income in the nature of delayed compensation, including deferred or future income from the practice of a profession (reportable in response to [Question 14](#)).

If you have nothing to report, indicate “not applicable”.

## QUESTION 12 – Agreements or Interests with Former or Future Employers:

Question 12(a): Report the parties to and terms of any contract, promise, or agreement between you and any person or entity for future employment after termination of your term of office or your employment with the legislature.

Question 12(b): If you hold an interest of more than \$1,000 in a pension fund, profit-sharing plan or employee benefit plan with a former employer, you must report said interest on this question. If, after separation, a former employer paid more than \$1,000 in 2021 in benefits for you, you need to report that information accordingly. Such benefits include, but are not limited to: life or health insurance premiums; contributions to employee benefit plans, pension or profit-sharing plans; or continued provision of goods, services or compensation. “Former employer” does not include the State of New York.

If you have nothing to report, indicate “not applicable” on the appropriate part of this question.

## QUESTION 13 – Income:

Question 13 requires you to provide information on **each** source of income **IN EXCESS of \$1,000** which was received by, or paid to, **you or your spouse** during 2021, except income you received from the New York State Legislature (“listed under item 2 above”). Remember to indicate the category of value. If you did not actually receive the income during 2021, but such income is owed to you, report that information in [Question 14](#).

“Income” means aggregate net income before taxes from each source. “Aggregate net income before taxes” means gross receipts less all reasonable and necessary expenses. For example, to compute aggregate net income from real property rentals, reasonable and necessary expenses include interest expense, real property taxes and depreciation. Only report income if the aggregate net income before taxes is in excess of \$1,000. For securities, you need to list the particular stock or similar interest which has generated aggregate net income in excess of \$1,000. Do not offset losses from one stock or other investment against gains from another stock or investment.

Under “source” you need to identify, **WITH PARTICULARITY**, the name of each business from which you or your spouse received the income. For example, it is not sufficient to

disclose the general practice of a profession without disclosing the entity providing the income. Further, for bank interest income, you need to name each bank from which you received more than \$1,000 in interest income. For income from the sale or rental of real property, the source is the location (street and locality address) of the property, not the tenants' or purchasers' names. Do not disclose the names of tenants or purchasers.

Under "nature" of income you need to identify the type of income (bank interest, stock dividends, partnership income, salary, etc.) received from that source.

Please note that this question may require you to report income that is not listed on your income tax return. Income includes payments received from a judgment, a pension plan, annuity, deferred compensation plan, profit-sharing plan, IRA, Keogh plan, and recognized gains from the sale of real property. "Recognized gain" refers to a gain recognized under the Internal Revenue Code.

**You do not need to include the following:** receipt of maintenance, alimony, or child support; foster care subsidies; unemployment insurance benefits; workers compensation payments; governmental disability payments; social security benefits; death benefits; or public assistance benefits received by you, your spouse, or unemancipated children.

If you have nothing to report, indicate "not applicable".

### **QUESTION 14 – Deferred Income:**

This question asks you to report the source of income in excess of \$1,000 which is owed to you for work performed, but which will not be paid to you until after 2021.

You do not need to report those retirement or deferred income plans which are reported under Question 11. You do not need to report lag pay from the State of New York as deferred compensation.

If you have nothing to report, indicate "not applicable".

### **QUESTION 15 – Assignments:**

Question 15: Report each assignment of income or transfer of assets in excess of \$1,000. An "assignment" is a transfer of the right to such income to another. You must also report each transfer in excess of \$1,000 of an interest in a trust, estate, other benefit, securities, or real property in which the transfer is for less than fair market value.

You do not need to report transfers of interests or income assignments to a relative.

If you have nothing to report, indicate "not applicable".

**QUESTION 16 – Securities:**

**Question 16:** Report your **or** your spouse’s interest in a security with a fair market value of more than \$1,000 at the end of the tax year. Remember to indicate the category of value. Report only those securities having a value in excess of \$1,000 which you or your spouse **held on December 31, 2021**. You must identify the name of the issuing entity (corporation, etc.) whose securities you or your spouse held.

You need to identify mutual or investment funds, including those held through the Individual Retirement Account (“IRA”) but you do not need to list the individual securities held by such mutual funds. For partnerships or investment clubs, you need to report those securities where your or your spouse’s name appears on the security document or certificate. You also need to list securities held for your benefit by a brokerage firm or nominee. You may aggregate all similar types of securities from the same issuing entity and report the total value.

For example, multiple bonds from the same issuing entity can be reported in the aggregate:

Self/ Spouse	Issuing Entity	Type of Security	% Owned	Category of Value
Self	Municipal Assistance Corp. of NY	Bonds	N/A	C
Joint	Fidelity Magellan	Mutual Fund	N/A	B
Spouse	General Electric	Common Stock	N/A	D

Below is another example of a response to Question 16, reporting mutual funds held within a New York State Deferred Compensation Plan:

Self/ Spouse	Issuing Entity	Type of Security	% Owned	Category of Value
Self	Delaware Small-Cap Value Fund Institutional	Mutual Fund	N/A	E
Self	NYSDCB Russell 2500 Index Unitized Account	Mutual Fund	N/A	H
Self	NYSDCB Equity Indx. Unitized Account	Mutual Fund	N/A	C
Self	T.Rowe Price Blue Chip Growth Trust	Mutual Fund	N/A	E
Self	Vanguard Prime Cap Fund – Adm. Shares	Mutual Fund	N/A	F
Self	Vanguard Wellington Fund – Adm. Shares	Mutual Fund	N/A	I

If you need guidance on whether interests in more specialized security transactions (margin accounts, for example) are reportable, you may contact the Commission for advice.

You do not need to list the serial number, issue year, or type of any bonds, if you indicate the issuing entity and the aggregate value of all bonds from that entity. Do not report U.S. savings bonds. You do not need to report a security interest in a co-op that is your primary or secondary residence, unless there is a co-owner who is not a relative. You do not need to report savings, checking, or money market accounts as securities. You do not need to report notes or mortgages held by you or your spouse which are made to a family member.

If you have nothing to report, indicate “not applicable”.

### **QUESTION 17 – Real Property:**

This question asks for information on real property interests held by you, your spouse, or a corporation in which you or your spouse own more than fifty percent (50%) of the stock. Remember to include the category of value. For partnerships, you need to report real property if your or your spouse’s name appears on the deed. You need to report disclosable real property which was sold during the reporting period, although you may indicate you no longer have an interest in the property. You need to identify real property owned by a corporation if you or your spouse are named as an owner on the deed or if it is property owned by a corporation of which more than fifty percent of the stock of the corporation was owned by you or your spouse during 2021.

Under “location” indicate the street and locality where the property exists. “Market value” means your good faith estimate of the fair market value of the entire property, not just your interest in the property. You are not required to obtain an appraisal.

Interests in co-ops should be reported here (Question 17) unless the co-op is your primary or secondary residence.

**You do not need to list the real property which is your primary or secondary residence unless there is a co-owner who is not a relative.** You do not need to identify any co-owners. If you receive income from the property, even though the property is your primary or secondary residence, you may be required to report it under Question 13.

If you have nothing to report, indicate “not applicable”.

### **QUESTION 18 – Notes and Accounts Receivable:**

**Question 18:** Report notes and accounts receivable in excess of \$1,000 that were owed to you **on December 31, 2021.**

You do **not** need to report such notes or accounts receivable which are owed to you from a relative or those owed from the sale of goods or services. You do not need to report loans from you to your own campaign fund. You do not need to duplicate information previously reported under Question 14. “Other debts owed to you” includes final judgments or obligations which may not be in writing.

If you have nothing to report, indicate “not applicable”.

### **QUESTION 19 – Liabilities:**

Question 19: Identify each liability you and your spouse owe in **excess of \$10,000 as of the date of filing this statement**. Liabilities include borrowing against your insurance policy. You must also report any credit cards with a balance in excess of \$10,000, unless the balance would be less than \$10,000 if you subtracted the charges for the items excluded below.

#### **Do Not Report:**

- Maintenance paid in connection with a matrimonial action, alimony, or child support;
- Loans, including home equity loans, issued in the ordinary course of business by a financial institution for education costs, home purchase, or improvements to a primary or secondary residence, purchase of a personal automobile, or household furniture or appliances;
- Liabilities to a relative or those incurred in the ordinary course of you or your spouse’s trade;
- Liabilities between principals of a business for the purpose of promoting the business enterprise.
- Loans from your Public Employees Retirement account (“PERS”);
- Automobile, house or apartment leases;
- Loans which are reportable by your campaign account.

If you have reportable liabilities, remember to indicate the category of value.

If you have nothing to report, indicate “not applicable”.

## **Review of the Statement and Penalties**

The Legislative Ethics Commission reviews each statement for compliance with the disclosure requirements. If the statement appears to be unclear or incomplete, the Commission will notify you and provide you with an opportunity to amend the statement. Annual Statements of Financial Disclosure will be forwarded to the Joint Commission on Public Ethics (JCOPE) where they will be filed and may be selected for random review.

The law provides that an individual, who knowingly and willfully fails to file an Annual Statement of Financial Disclosure or who knowingly and willfully with intent to deceive makes a false statement or gives information which such individual knows to be false on such Statement of Financial Disclosure, shall be subject to a civil penalty in an amount not to exceed forty thousand dollars. Assessment of a civil penalty shall be made by the Legislative Ethics Commission with respect to persons subject to its jurisdiction.

In lieu of or in addition to, a civil penalty, the Legislative Ethics Commission may refer a violation to the appropriate prosecutor and upon such conviction, but only after such referral, such violation shall be punishable as a class A misdemeanor. A civil penalty for false filing may not be imposed in the event a category of "value" or "amount" reported is incorrect unless such reported information is falsely understated. Notwithstanding any other provision of law to the contrary, no other penalty, civil or criminal, may be imposed for a failure to file or for a false filing of such statement except that the appointing authority may impose disciplinary action as otherwise provided by law.

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## Category of Income Tables

### TABLE I

Use for Questions 9, 13, 14, 15

Category A		none	
Category B	\$ 1	to under	\$ 1,000
Category C	\$ 1,000	to under	\$ 5,000
Category D	\$ 5,000	to under	\$ 20,000
Category E	\$ 20,000	to under	\$ 50,000
Category F	\$ 50,000	to under	\$ 75,000
Category G	\$ 75,000	to under	\$ 100,000
Category H	\$ 100,000	to under	\$ 150,000
Category I	\$ 150,000	to under	\$ 250,000
Category J	\$ 250,000	to under	\$ 350,000
Category K	\$ 350,000	to under	\$ 450,000
Category L	\$ 450,000	to under	\$ 550,000
Category M	\$ 550,000	to under	\$ 650,000
Category N	\$ 650,000	to under	\$ 750,000
Category O	\$ 750,000	to under	\$ 850,000
Category P	\$ 850,000	to under	\$ 950,000
Category Q	\$ 950,000	to under	\$1,050,000
Category R	\$1,050,000	to under	\$1,150,000
Category S	\$1,150,000	to under	\$1,250,000
Category T	\$1,250,000	to under	\$1,350,000
Category U	\$1,350,000	to under	\$1,450,000
Category V	\$1,450,000	to under	\$1,550,000
Category W	\$1,550,000	to under	\$1,650,000
Category X	\$1,650,000	to under	\$1,750,000
Category Y	\$1,750,000	to under	\$1,850,000
Category Z	\$1,850,000	to under	\$1,950,000
Category AA	\$1,950,000	to under	\$2,050,000
Category BB	\$2,050,000	to under	\$2,150,000
Category CC	\$2,150,000	to under	\$2,250,000
Category DD	\$2,250,000	to under	\$2,350,000
Category EE	\$2,350,000	to under	\$2,450,000
Category FF	\$2,450,000	to under	\$2,550,000
Category GG	\$2,550,000	to under	\$2,650,000
Category HH	\$2,650,000	to under	\$2,750,000
Category II	\$2,750,000	to under	\$2,850,000
Category JJ	\$2,850,000	to under	\$2,950,000
Category KK	\$2,950,000	to under	\$3,050,000
Category LL	\$3,050,000	to under	\$3,150,000
Category MM	\$3,150,000	to under	\$3,250,000

Category NN	\$3,250,000	to under	\$3,350,000
Category OO	\$3,350,000	to under	\$3,450,000
Category PP	\$3,450,000	to under	\$3,550,000
Category QQ	\$3,550,000	to under	\$3,650,000
Category RR	\$3,650,000	to under	\$3,750,000
Category SS	\$3,750,000	to under	\$3,850,000
Category TT	\$3,850,000	to under	\$3,950,000
Category UU	\$3,950,000	to under	\$4,050,000
Category VV	\$4,050,000	to under	\$4,150,000
Category WW	\$4,150,000	to under	\$4,250,000
Category XX	\$4,250,000	to under	\$4,350,000
Category YY	\$4,350,000	to under	\$4,450,000
Category ZZ	\$4,450,000	to under	\$4,550,000
Category AAA	\$4,550,000	to under	\$4,650,000
Category BBB	\$4,650,000	to under	\$4,750,000
Category CCC	\$4,750,000	to under	\$4,850,000
Category DDD	\$4,850,000	to under	\$4,950,000
Category EEE	\$4,950,000	to under	\$5,050,000
Category FFF	\$5,050,000	to under	\$5,150,000
Category GGG	\$5,150,000	to under	\$5,250,000
Category HHH	\$5,250,000	to under	\$5,350,000
Category III	\$5,350,000	to under	\$5,450,000
Category JJJ	\$5,450,000	to under	\$5,550,000
Category KKK	\$5,550,000	to under	\$5,650,000
Category LLL	\$5,650,000	to under	\$5,750,000
Category MMM	\$5,750,000	to under	\$5,850,000
Category NNN	\$5,800,000	to under	\$5,950,000
Category OOO	\$5,950,000	to under	\$6,050,000
Category PPP	\$6,050,000	to under	\$6,150,000
Category QQQ	\$6,150,000	to under	\$6,250,000
Category RRR	\$6,250,000	to under	\$6,350,000
Category SSS	\$6,350,000	to under	\$6,450,000
Category TTT	\$6,450,000	to under	\$6,550,000
Category UUU	\$6,550,000	to under	\$6,650,000
Category VVV	\$6,650,000	to under	\$6,750,000
Category WWW	\$6,750,000	to under	\$6,850,000
Category XXX	\$6,850,000	to under	\$6,950,000
Category YYY	\$6,950,000	to under	\$7,050,000
Category ZZZ	\$7,050,000	to under	\$7,150,000
Category AAAA	\$7,150,000	to under	\$7,250,000
Category BBBB	\$7,250,000	to under	\$7,350,000
Category CCCC	\$7,350,000	to under	\$7,450,000
Category DDDD	\$7,450,000	to under	\$7,550,000
Category EEEE	\$7,550,000	to under	\$7,650,000
Category FFFF	\$7,650,000	to under	\$7,750,000
Category GGGG	\$7,750,000	to under	\$7,850,000

Category HHHH	\$7,850,000	to under	\$7,950,000
Category IIII	\$7,950,000	to under	\$8,050,000
Category JJJJ	\$8,050,000	to under	\$8,150,000
Category KKKK	\$8,150,000	to under	\$8,250,000
Category LLLL	\$8,250,000	to under	\$8,350,000
Category MMMM	\$8,350,000	to under	\$8,450,000
Category NNNN	\$8,450,000	to under	\$8,550,000
Category OOOO	\$8,550,000	to under	\$8,650,000
Category PPPP	\$8,650,000	to under	\$8,750,000
Category QQQQ	\$8,750,000	to under	\$8,850,000
Category RRRR	\$8,850,000	to under	\$8,950,000
Category SSSS	\$8,950,000	to under	\$9,050,000
Category TTTT	\$9,050,000	to under	\$9,150,000
Category UUUU	\$9,150,000	to under	\$9,250,000
Category VVVV	\$9,250,000	to under	\$9,350,000
Category WWWW	\$9,350,000	to under	\$9,450,000
Category XXXX	\$9,450,000	to under	\$9,550,000
Category YYYY	\$9,550,000	to under	\$9,650,000
Category ZZZZ	\$9,650,000	to under	\$9,750,000
Category AAAAA	\$9,750,000	to under	\$9,850,000
Category BBBBB	\$9,850,000	to under	\$9,950,000
Category CCCCC	\$9,950,000	to under	\$10,000,000
Category DDDDD	\$10,000,000	or over	

**TABLE II****Use for Questions 6, 11, 16, 17, 18, 19**

Category A		none	
Category B	\$	1 to under	\$ 1,000
Category C	\$	1,000 to under	\$ 5,000
Category D	\$	5,000 to under	\$ 20,000
Category E	\$	20,000 to under	\$ 50,000
Category F	\$	50,000 to under	\$ 75,000
Category G	\$	75,000 to under	\$ 100,000
Category H	\$	100,000 to under	\$ 150,000
Category I	\$	150,000 to under	\$ 250,000
Category J	\$	250,000 to under	\$ 500,000
Category K	\$	500,000 to under	\$ 750,000
Category L	\$	750,000 to under	\$1,000,000
Category M	\$1,000,000	to under	\$1,250,000
Category N	\$1,250,000	to under	\$1,500,000
Category O	\$1,500,000	to under	\$1,750,000
Category P	\$1,750,000	to under	\$2,000,000

Category Q	\$2,000,000	to under	\$2,250,000
Category R	\$2,250,000	to under	\$2,500,000
Category S	\$2,500,000	to under	\$2,750,000
Category T	\$2,750,000	to under	\$3,000,000
Category U	\$3,000,000	to under	\$3,250,000
Category V	\$3,250,000	to under	\$3,500,000
Category W	\$3,500,000	to under	\$3,750,000
Category X	\$3,750,000	to under	\$4,000,000
Category Y	\$4,000,000	to under	\$4,250,000
Category Z	\$4,250,000	to under	\$4,500,000
Category AA	\$4,500,000	to under	\$4,750,000
Category BB	\$4,750,000	to under	\$5,000,000
Category CC	\$5,000,000	to under	\$5,250,000
Category DD	\$5,250,000	to under	\$5,500,000
Category EE	\$5,500,000	to under	\$5,750,000
Category FF	\$5,750,000	to under	\$6,000,000
Category GG	\$6,000,000	to under	\$6,250,000
Category HH	\$6,250,000	to under	\$6,500,000
Category II	\$6,500,000	to under	\$6,750,000
Category JJ	\$6,750,000	to under	\$7,000,000
Category KK	\$7,000,000	to under	\$7,250,000
Category LL	\$7,250,000	to under	\$7,500,000
Category MM	\$7,500,000	to under	\$7,750,000
Category NN	\$7,750,000	to under	\$8,000,000
Category OO	\$8,000,000	to under	\$8,250,000
Category PP	\$8,250,000	to under	\$8,500,000
Category QQ	\$8,500,000	to under	\$8,750,000
Category RR	\$8,750,000	to under	\$9,000,000
Category SS	\$9,000,000	to under	\$9,250,000
Category TT	\$9,250,000	to under	\$9,500,000
Category UU	\$9,500,000	or over	

## Appendix A: Annual Statement of Financial Disclosure Client Disclosure Requirements

Public Officers Law Section 73-a(3)

For New Clients or New Matters for existing Clients on or after December 31, 2015.

**Clients, descriptions of services, and associated income must be reported on the following questions:**

### Question 8(b-1) - Clients with Matters before State Agencies

- Reporting Individual provided services (consultation, representation, advice or other services) to a client or referred client to his or her firm; *and*
- Fees received by reporting individual or his or her firm in excess of \$10,000 for:
  - State contract totaling **\$10,000** or more;
  - State grant of **\$10,000** or more;
  - Legislative initiative grant;
  - Non-ministerial matter before a state agency.

### Question 8(b-2)(i)

- Reporting Individual receives \$10,000 or more from employment activity reportable under 8(a); *and*
- Fees in excess of \$5,000 paid to reporting individual *or* billed by reporting individual's firm (with reporting individual's knowledge) for reporting individual's services.

### Question 8(b-2)(ii)

- This section does not require that **clients** be reported but states that if a reporting individual disclosed, in Question 8(a), that he or she provided services to a firm or business but did not provide service to clients, he or she must disclose the amount of income received for such services and a description of the services rendered.

### Question 8(c) - Clients Referred by a Lobbyist

- Reporting Individual receives \$10,000 or more from employment activity reportable under 8(a); *and*
- A registered lobbyist has (successfully) directly referred a client to the reporting individual's business; *and*
- The reporting individual or firm received a fee in excess of \$5,000.

Please note: the client as well as the lobbyist who referred the client must be reported.

### Clients Exempt from Reporting on Questions 8(b-1); (b-2) and (c):

- Medical, pharmaceutical or dental services;
- Mental health services;
- Residential real estate brokering services;
- Legal representation of clients relative to:
  - Investigation or prosecution by law enforcement authorities;
  - Bankruptcy;
  - Family court;
  - Estate planning;
  - Domestic relations matters;
  - Individuals represented pursuant to an insurance policy (list only the entity providing compensation to the reporting individual).

### Initials to be reported in lieu of client's name:

- Matters where client's name is required to be kept confidential;
- Minor client.

### ***"Locked Box" for legal representation relative to an initial public offering***

For information on client exemption requests please contact the Legislative Ethics Commission or see [legethics.ny.gov](http://legethics.ny.gov)



