



NEW YORK STATE SENATOR

Michael Gianaris

Gianaris, Perry Introduce “No Citizen Is Above The Law” Act, Guaranteeing Presidential Immunity Doesn’t Prevent Investigations Into Criminal Behavior

MICHAEL GIANARIS September 14, 2020

| ISSUE: **NO CITIZEN IS ABOVE THE LAW ACT**, **PRESIDENT TRUMP**, **NEW YORK STATE ATTORNEY GENERAL**, **PRESIDENTIAL IMMUNITY**



NEW YORK – Senate Deputy Leader Michael Gianaris and Assembly Member Nick Perry announced the New York No Citizen is Above the Law Act, ([S.8973/A.10905](#)). Last week a federal court granted President Trump yet another delay in his on-going legal maneuverings and stall tactics to keep hidden his subpoenaed tax returns from the Manhattan District

Attorney. This bill ensures laws are equally applied to all citizens, even the President of the United States

“This President and any who follow should be held accountable for their illegal acts,” said **Senate Deputy Leader Michael Gianaris**. “We must close the loophole that allows Presidents to exploit statutes of limitations coupled with Presidential immunity to forever escape culpability for malfeasance.”

“Clearly the privileges of the office of President were not intended to make the holder of the office above the law, and was not intended to empower a President with the ability to thwart and sabotage an active, legitimate investigation as New York prosecutors have accused the president of doing,” said **Assemblyman Nick Perry**. “Enactment of the New York No Citizen is Above the Law Act, will ensure that this tenet holds true in New York as it should in the entire United States. Tolling the statute of limitations for the full period a president's tenure will ensure that if the president did participate in any of the numerous criminal activities alleged by his former counsel to have occurred, he like every other New York citizen will be held to account for all crimes against the people and state of New York.”

The bill pauses statute of limitations for all crimes alleged to be committed by the President of the United States. If enacted, it would thwart all efforts by any sitting US President to impede on-going criminal investigations. Under current law the immunity enjoyed by Presidents can be used to run out the statute of limitations on criminal charges. The bill, if enacted, would take effect immediately allowing prosecutors in New York State currently pursuing investigations into the sitting President of United States to pursue charges if warranted.

RELATED LEGISLATION

2019-S8973

- Introduced
- - In Committee Assembly
 - In Committee Senate
- - On Floor Calendar Assembly
 - On Floor Calendar Senate
- - Passed Assembly
 - Passed Senate
- Delivered to Governor
- Signed By Governor
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Relates to enacting the New York no citizen is above the law act

September 09, 2020

In Senate Committee [Rules](#)

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Do you support this bill?