

8-10-1988

Revised: Conformity of Written Draft to Final Proposals for Filing with the City Clerk Adopted at the Meeting of August 10, 1988

New York City Charter Revision Commission

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Recommended Citation

New York City Charter Revision Commission, "Revised: Conformity of Written Draft to Final Proposals for Filing with the City Clerk Adopted at the Meeting of August 10, 1988" (1988). *David G. Trager Papers from the NYC Charter Revision Commissions: Dec. 1986-Nov. 1988 & Dec. 1988-Nov. 1989*. 9.
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REVISED

Conformity of Written Draft to Final
Proposals for Filing with the City Clerk
Adopted at the Meeting of August 10, 1988

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
5	8(e)	Replaced "at the mayoral level" with "in the executive office of the mayor" per amendment adopted at August 10 meeting.
6	10(a)	Grammar corrected in series relating to before commencement of suspension or inability or before or after commencement of absence.
12-13	10(c)(6)	Language conformed to language of judiciary law as discussed in adoption of motion at August 10 meeting.
21	23(c)(4)	Repetition of phrase "may be made" eliminated per amendment adopted at August 10 meeting.
26	24(b)(4)	
55	81(e)(4)	
72	94(c)(4)	
21	23(c)(5)	Inserted "in such year" following first reference to general election per amendment adopted at August 10 meeting.
27	24(b)(5)	
56	81(e)(5)	
73	94(c)(5)	
22	23(c)(6)	Deleted "on an interim basis" following "special election to fill the vacancy" per amendment adopted at August 10 meeting.
27	24(b)(6)	
56	81(e)(6)	
74	94(c)(6)	
22	23(c)(6)	Added "and" following semicolon at end of subparagraph (b) per amendment adopted at August 10 meeting.
27	24(b)(6)	
56	81(e)(6)	
74	94(c)(6)	
23	23(c)(8)	Eliminated repetitive "shall" per amendment adopted at August 10 meeting.
29	24(b)(8)	
57	81(e)(8)	
74	94(c)(8)	

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
40	39(18)	Conformed section references to the sections in which currently covered provisions are included per conflicts of interest changes adopted at August 10 meeting. Added reference to section establishing new conflicts of interest board in accordance with expressed intention of commission in adopting such section.
78	112(b),432,483, 532,552,592, 602,622,642, 676,702,752, 802,1101,1402, 1502,1601,1801, 2202,2401,2502, 2902,3001	Deletion of language relating to deputy commissioners not approved at August 10 meeting.
83/85-6	117(a)(11) 117(b)(11)	Second clause of section 117(a)(11) moved to section 117(b)(11) to reflect proper placement of explanatory material in budget message rather than budget.
85	117(b)(11)	Paragraph eleven added to subdivision 117(b) per amendment adopted at August 10 meeting.
93-94	131	Previous section 2608 renumbered to be Section 131 per amendment adopted at August 10 meeting.
343	1051	Deleted "the head of which shall be the campaign finance board" per amendment adopted at August 10 meeting.
347	1052(a)(10)	Inserted all material after first sentence relating to funding of campaign finance reforms per amendment adopted per at August 10 meeting.

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
349	1054(a)	Inserted, in opening sentence, reference to fact that the chair of the campaign finance board shall be the chair of the voter assistance commission and deleted similar reference at end of second sentence per amendment adopted at August 10 meeting.
351	1054(b)(4)	Revised to provide for voter assistance commission to submit annual report through campaign finance board per amendment adopted at August 10 meeting.
353	1055(6)	Amended to have coordinator of voter assistance submit report through voter assistance commission and campaign finance board rather than directly to mayor per amendment adopted at August 10 meeting.
362	1110-a(a)(1)	Inserted "so as to protect its structural integrity" and "its" per amendment adopted at August 10 meeting.
363	1110-a(d)	Amended to require opinions and recommendations rather than certifications from professional engineers or architects per amendment adopted at August 10 meeting.
364	1110-a(e)	Added cross reference to opinions and recommendations and deleted "upon reasonable terms and conditions" per amendments adopted at August 10 meeting.
364	1110-a(f)	Changed date for initial submission of 4-year estimates from January 1, 1991 to October 1, 1990 per amendment adopted at August 10 meeting.

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
		Added requirement for recommendations as well as opinions per amendment adopted at August 10 meeting.
		Added requirement that opinions and recommendations be centrally stored and accessible per amendment adopted at August 10 meeting.
378	1135	Added subdivision c regarding the duty of the Department of Personnel to make copies of chapters 16 and 49 available as necessary to fulfill the requirements of this section per amendment adopted at August 10 meeting.
388	1152(c)	Effective dates and transition provision for proposals adopted at August 10 meeting.
390	1153	Application of Charter's Separability Clause to provisions contained in the proposals adopted at August 10 meeting.
486	2601(4)	Clarified language with insertion of "to make" before "any communication" for ease for comprehension.
489	2601(19)	Revised definition of public servant to include members of community boards and to unconditionally exclude all unpaid members of advisory boards per amendment adopted at August 10 meeting.
490	2602(d)	Changed level of compensation per amendment adopted at August 10 meeting.

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
493-494	2603(c)(4)	Added a new paragraph four requiring the new conflicts of interest board to adopt as interpretative rules those advisory opinions of the previous board of ethics which it determines to be consistent with, and of interpretive value in construing, the provisions of the new conflicts of interest provisions per amendment adopted at August 10 meeting.
494	2603(c)(5)	2603(c)(4) renumbered to accommodate above insertion.
494	2603(d)(2)	Deleted "examine" and added "cause...to be examined" per amendment adopted at August 10 meeting.
497	2603(h)(3)	Clarified that the board may recommend penalties per amendment adopted at August 10 meeting.
500-502	2604(a)(3),(5), (6)	Numbering and lettering changes for ease of comprehension.
500-502	2604(a)(3)(b)(2)	Specified that this provision as it relates to public servants "charged with substantial policy discretion..." applies only to public servants in the executive branch per amendment adopted at August 10 meeting.
502-503	2604(b)(1)(b)	Clarified that all members of borough boards (whether appointed community board members or council members) are covered by the same prohibitions regarding matters which may result in personal and direct economic gain per amendment adopted at August 10 meeting.

<u>Page</u>	<u>Section</u>	<u>Explanation of Changes from Pre-August 10 Meeting Draft</u>
504	2604(b)(7)	Clarified the provision relating to the ability of attorneys employed by elected officials to represent such officials in legal proceedings per amendment adopted at August 10 meeting.
506-507	2604(b)(12)	Added clause clarifying that high level public servants may speak on behalf of candidates at fundraising events provided that they do not personally request contributions directly or indirectly per amendment adopted at August 10 meeting.
508-509	2604(c)(6)(b)	Clarified that this standard does not apply where an agency head or the mayor (for an agency head) determines that such activity is in the city's interest per amendment adopted at August 10 meeting.