Int. No. 1950

Council Members Cumbo, Dromm, Salamanca, Rivera, Kallos, Moya, Van Bramer, Chin, Adams, Rose, Menchaca, Lancman, Cohen, Rosenthal, Ampry-Samuel and Ayala

..Title

A Local Law in relation to establishing a city restart officer and policies and protocols relating to the safe reopening and operation of city agencies in response to the COVID-19 pandemic

..Body

Be it enacted by the Council as follows:

Section 1. Definitions. For the purposes of this local law, the following terms have the following meanings:

Agency. The term “agency” has the same meaning as set forth in section 1150 of the New York city charter.

City. The term “city” means the city of New York.

COVID-19. The term “COVID-19” means the 2019 novel coronavirus or 2019-nCoV.

Officer. The term “officer” means the city restart officer established by this local law.

§ 2. City restart officer established. The mayor shall designate the head of an office of the mayor, or of such other agency headed by a mayoral appointee as the mayor may determine, to act as the city’s restart officer to promote the safe reopening of agency offices and resumption of agency functions in response to COVID-19.

§ 3. Powers and duties. The officer shall have the power and duty to:

a. No later than 30 days after designation by the mayor, in collaboration with the department of health and mental hygiene, recommend policies and protocols regarding the reopening of agency offices and resumption of agency functions to prevent the spread of COVID-19 and infections thereof, including, but not limited to, policies and protocols with respect to the following:

1. For offices and any other facilities where persons may be present, the maximum occupancy, based on room size and all other relevant criteria;

2. The types of and need for protective furnishings, and methods of use of such furnishings;

3. The types and amount of sanitizing products needed, and methods of distribution, access and application;

4. The amount of personal protective equipment needed, and methods of distribution, access and use;

5. The cleaning and sanitizing of surfaces and purification of air, including the frequency of such measures; and

6. The management and accommodation of persons most susceptible to developing serious health complications as a result of a COVID-19 infection;

b. No later than 30 days after designation by the mayor, in collaboration with the department of health and mental hygiene, determine the specific operations and functions that each agency shall address in each such agency’s reopening plan required pursuant to section four of this local law. The officer shall take into account the unique operations, functions and circumstances of each agency when making such determinations. The officer shall make such determinations to promote compliance with applicable federal, state and local laws and regulations related to the reopening of agency offices and resumption of agency functions, and to conform such plans with policies and protocols recommended pursuant to subdivision a of this section;

c. Provide guidance and information to each agency regarding federal, state and local laws and regulations related to the reopening of agency offices and resumption of agency functions;

d. Review agency reopening plans and amendments to such plans submitted pursuant to section four of this local law and propose amendments to such plans to promote: compliance with applicable federal, state and local laws and regulations related to the reopening of agency offices and resumption of agency functions; conformance with the policies and protocols recommended pursuant to subdivision a of this section; adequate treatment of the unique functions and operations identified pursuant to subdivision b of this section; and to further the objectives of the office;

e. No later than 60 days after the effective date of this local law, and every 60 days thereafter until such officer is terminated pursuant to section six of this local law, submit to the mayor and speaker of the council a report on agency compliance with section four of this local law; and

f. Routinely update, as necessary and practicable, the policies and protocols recommended pursuant to subdivisions a and b of this section.

§ 4. Agency reopening plans. No later than 30 days after the officer publishes recommendations pursuant to section three of this local law, each agency shall submit to the officer a plan for reopening and resuming functions. Amendments to such plans shall be submitted to the officer on the same day as such amendments are made by the agency. If any such plan does not conform with the officer’s recommendations pursuant to subdivision a of section three or address a specific operation or function identified pursuant to subdivision b of section three, an explanation shall be provided in such plan. Each agency shall publish such agency’s plan on such agency’s website no later than 1 day after submitting such plan or any amendment to such plan.

§ 5. Online access to recommendations, plans and reports. The officer shall publish all recommendations, agency reopening plans and reports generated pursuant to this local law online, no later than 1 day after making such recommendation or receiving such plan or report.

§ 6. Termination. The title of city restart officer and the attendant powers and duties accorded by this local law shall terminate upon the mayor’s determination that the officer is no longer necessary to promote the safe reopening of agency offices and resumption of agency functions in response to COVID-19. The mayor shall notify the speaker of the council upon making such determination.

§ 7. Effective date. This local law takes effect immediately.

NC/AM

LS #14960/14961

5/22/20