



Legislation Details (With Text)

File #: Int 0498-2014 **Version:** * **Name:** Conflicts of interest in city contracts.
Type: Introduction **Status:** Filed (End of Session)
In control: Committee on Contracts
On agenda: 10/7/2014
Enactment date: **Enactment #:**
Title: A Local Law to amend the administrative code of the city of New York, in relation to conflicts of interest in city contracts.
Sponsors:
Indexes:
Attachments: 1. Summary of Int. No. 498, 2. Committee Report 12/15/14, 3. Hearing Testimony 12/15/14, 4. Hearing Transcript 12/15/14

Date	Ver.	Action By	Action	Result
10/7/2014	*	City Council	Introduced by Council	
10/7/2014	*	City Council	Referred to Comm by Council	
12/15/2014	*	Committee on Contracts	Hearing Held by Committee	
12/15/2014	*	Committee on Contracts	Laid Over by Committee	
12/15/2014	*	Committee on Oversight and Investigations	Hearing Held by Committee	
12/15/2014	*	Committee on Oversight and Investigations	Laid Over by Committee	
12/15/2014	*	Committee on Technology	Hearing Held by Committee	
12/15/2014	*	Committee on Technology	Laid Over by Committee	
12/31/2017	*	City Council	Filed (End of Session)	

Int. No. 498

By Council Members Rosenthal, Kallos and Constantinides

A Local Law to amend the administrative code of the city of New York, in relation to conflicts of interest in city contracts.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 6 of the administrative code of the city of New York is amended by adding a new section 6-140 to read as follows:

§ 6-140 Conflicts of interest in city contracts. a. As used in this section, the following terms have the following meanings.

1. “Agency” means a city, county, borough, or other office, department, division, bureau, board or commission, or a corporation, institution or agency of government, the expenses of which are paid in whole or in part from the city treasury.

2. “Contractor” means any individual, sole proprietorship, partnership, joint venture or corporation that enters into a contract with an agency, an elected official or the council.

3. “Covered contract” means any agreement between a contractor and an agency, an elected official or the council that by itself or when aggregated with all contracts awarded to such contractor by any contracting agency during the immediately preceding twelve months has a value of ten million dollars or more.

b. The city chief procurement officer shall establish standards and procedures to be used by contractors for determining the existence of any conflict of interest, as set forth in chapter 68 of the New York city charter, that may exist between a city employee and the contractor or a subcontractor or independent contractor of the contractor.

c. Every contractor that enters into a covered contract shall certify when entering such contract that the contractor has complied with the standards and procedures established pursuant to this section, and that no conflict of interest exists.

§ 2. This local law shall take effect 120 days after its enactment, provided that it shall apply only to contract solicitations occurring after its effective date, and provided further that the city chief procurement officer may take any actions necessary for the implementation of this local law before its effective date.

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10/2/2014 11:52 AM