



Legislation Details (With Text)

File #: Int 0374-2018 **Version:** A **Name:** Disqualification of persons from holding an elected city office for certain felony convictions.

Type: Introduction **Status:** Enacted
In control: Committee on Governmental Operations

On agenda: 1/31/2018

Enactment date: 2/25/2021 **Enactment #:** 2021/015

Title: A Local Law to amend the New York city charter, in relation to the disqualification of persons from holding an elected city office for certain felony convictions

Sponsors: Justin L. Brannan, Rafael Salamanca, Jr., Robert F. Holden, Carlina Rivera, Diana I. Ayala, Keith Powers, Costa G. Constantinides, Peter A. Koo, Mark Gjonaj, Adrienne E. Adams, Paul A. Vallone, Karen Koslowitz, Farah N. Louis, Ben Kallos, Brad S. Lander, Vanessa L. Gibson, Chaim M. Deutsch, Joseph C. Borelli

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| Date | Ver. | Action By | Action | Result |
|-----------|------|--------------------------------------|------------------------------|--------|
| 1/31/2018 | * | City Council | Introduced by Council | |
| 1/31/2018 | * | City Council | Referred to Comm by Council | |
| 1/20/2021 | * | Committee on Governmental Operations | Hearing Held by Committee | |
| 1/20/2021 | * | Committee on Governmental Operations | Laid Over by Committee | |
| 2/11/2021 | * | Committee on Governmental Operations | Hearing Held by Committee | |
| 2/11/2021 | * | Committee on Governmental Operations | Amendment Proposed by Comm | |
| 2/11/2021 | * | Committee on Governmental Operations | Amended by Committee | |
| 2/11/2021 | A | Committee on Governmental Operations | Approved by Committee | Pass |
| 2/11/2021 | A | City Council | Approved by Council | Pass |
| 2/11/2021 | A | City Council | Sent to Mayor by Council | |
| 2/25/2021 | A | Mayor | Hearing Held by Mayor | |
| 2/25/2021 | A | Mayor | Signed Into Law by Mayor | |
| 2/25/2021 | A | City Council | Recved from Mayor by Council | |

Int. No. 374-A

By Council Members Brannan, Salamanca, Holden, Rivera, Ayala, Powers, Constantinides, Koo, Gjonaj, Adams, Vallone, Koslowitz, Louis, Kallos, Lander, Gibson, Deutsch and Borelli

A Local Law to amend the New York city charter, in relation to the disqualification of persons from holding an elected city office for certain felony convictions

Be it enacted by the Council as follows:

Section 1. The New York city charter is amended by adding a new chapter 50-A to read as follows:

CHAPTER 50-A

QUALIFICATION FOR ELECTED OFFICE

§ 1139 Qualification for Elected Office. In addition to any disqualifications for holding civil office in section 3 of the public officers law, no person shall be eligible to be elected to, or hold, the office of mayor, public advocate, comptroller, borough president or council member who has been convicted, provided such conviction has not been vacated pursuant to the criminal procedure law or title 28 of the United States code or pardoned by the governor pursuant to section 4 of article IV of the New York state constitution or the president pursuant to section 2 of article 2 of the United States constitution, of a felony, including an attempt or conspiracy to commit a felony, defined in:

1. sections 155.30, 155.35, 155.40, and 155.42 of the penal law, if the property stolen consisted in whole or in part of public funds;

2. section 666 of title 18 of the United States code;

3. section 1001 of title 18 of the United States code, if such felony was committed through the use of, or in connection with, such person's elected office;

4. sections 1341, 1343 and 1346 of title 18 of the United States code; or

5. section 1951 of title 18 of the United States code.

§ 2. This local law takes effect immediately.

BJR/cjm
LS 4548
02/03/2021