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Int. No. 1295

By Council Members Restler, Banks and Brewer

A Local Law to amend the New York city charter, in relation prohibiting policy making for two years after the termination of their employment by public servants with substantial policy discretion who worked for private entities

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 2604 of the New York city charter, as amended by a vote of the electors on November 5, 2019, is amended to read as follows:

16. (a) No public servant, other than any elected official, with substantial policy discretion, as determined by the board, shall participate in determining policy regarding a firm in which such public servant had an interest, or a firm or person with which such public servant was previously employed or associated for a period of 2 years after divestment or termination of such interest, association, or employment. Any such public servant shall not participate in determining policy for any matter involving any client of a lobbyist, as such terms are defined in subchapter two of chapter two of title three of the administrative code, where such public servant was previously employed as a lobbyist for that client, within a period of 2 after termination of such employment.

(b) Such participation is permissible where:

1. The spouse, domestic partner, child, parent, or sibling of a public servant holds an interest, association, or employment; or

2. Such participation would not be in conflict with the purposes and interests of the city, if, after written approval by the head of the agency or agencies involved, the board determines that the action involves no such

conflict. Such findings shall be in writing and made public by the board.

(c) A public servant, other than any elected official, upon entering public service shall disclose all prior employer to the board in a form determined by the board.

§ 2. This bill takes effect 120 days after it becomes law.

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