

New York City Conflicts of Interest Board

Notice of Adoption of Final Rules

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY CONFLICTS OF INTEREST BOARD BY Sections 1043 and 2063 of the City Charter that the Conflicts of Interest Board has promulgated Board Rules Section 4-05, which contains the Board's deadlines for the submission of annual disclosure reports for candidates seeking matching funds from the New York City Campaign Finance Board in February, March, and April.

The proposed Rule was published in the City Record on February 19, 2020, and a public hearing was held on April 24, 2020. No testimony or comments were received. The Conflicts of Interest Board now adopts the following Rule.

Statement of Basis and Purpose

Local Law 128 of 2019 amended New York City Administrative Code §§ 3-703 and 12-110, the Campaign Finance Act and the Annual Disclosure Law, respectively. One of the amendments to the Campaign Finance Act makes public funds available to candidates as early as December of the calendar year preceding the election year. As a result, the annual disclosure filing requirements, which are a prerequisite to receiving matching public funds from the New York City Campaign Finance Board, were changed to address the earlier payment dates. Both Administrative Code § 3-703(m) and Administrative Code § 12-110(b)(2)(a) were amended to require candidates seeking public funds for the December 15 and January 15 payment dates to submit: (1) a partial annual disclosure report covering the first nine months of the year by November 1 and (2) a full report covering the entire calendar by January 30.

This rule would establish the annual disclosure filing deadlines for candidates who did not meet the earlier deadline of November 1 for payment dates of December 15 and January 15 and will instead be seeking funds for the first time on the subsequent payment dates of February 15, March 15, and April 15.

New material is underlined

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Title 53 of the Rules of the City of New York is amended by adding a new section 4-05 to read as follows:

§4-05. Filing Deadlines for Candidates Seeking Payment of Public Funds from the New York City Campaign Finance Board.

Pursuant to Administrative Code §12-110(b)(2)(a), each person who has declared his or her intention to seek a designation or nomination for election to an office and who is seeking payment of public funds for the first time in February, March, or April of the election year must submit an annual disclosure report with the Conflicts of Interest Board by the following deadlines: for the payment date of February 15, the annual disclosure report must be submitted by January 21; for the payment date of March 15, the annual disclosure report must be submitted by February 19; and for the payment date of April 15, the annual disclosure report must be submitted by March 21. If the final date to submit the annual disclosure report falls on a Saturday, Sunday, or public holiday, the deadline will be extended to the following business day.