

## AGENCY RULES

### CONFLICTS OF INTEREST BOARD

The Conflicts of Interest Board adopted the following rule at its meeting on July 25, 1991:

Section 1-06: Definition of Primary Employment with the City  
 (a) For purposes of Charter Section 2601(20), "primary employment with the City" means the employment of those public servants who receive compensation from the City and are employed on a full-time basis or the equivalent or who are regularly scheduled to work the equivalent of 20 or more hours per week.

(b) "Primary employment with the City" shall not mean employment of: (i) members of the City Planning Commission, except for the Chair; (ii) interns employed in connection with a program at an educational institution or full-time students; (iii) persons employed for a period not to exceed six consecutive months; or (iv) persons employed on special projects, investigations or programs, in excess of six months but of limited duration, as the Board shall determine.

(c) For purposes of Charter Section 2601(20), the term "compensation" shall not mean reimbursement for expenses or per diem payments to members of commissions and boards.

#### Statement of Basis and Purpose of Rule

Pursuant to the authority vested in the Conflicts of Interest Board (the "Board") by Sections 1043 and 2601(20) of the New York City Charter, the Board is authorized to promulgate a rule establishing when a public servant's primary employment is with the City, for the purpose of Charter Section 2601(20), which defines the term "regular employee." Comments have been received on the rule published for comment in the City Record on September 17, 1991. Based on such comments, subdivision (b) of proposed Section 1-06 has been amended to include members of the City Planning Commission, except for the Chair, because pursuant to Charter Section 192(b), such persons are not considered regular employees of the City for purposes of Chapter 68. The rule herein sets forth such definition.