



THE CITY OF NEW YORK
OFFICE OF THE MAYOR
NEW YORK, N. Y. 10007

EMERGENCY EXECUTIVE ORDER No. 1.40

July 24, 2026

WHEREAS, pursuant to a state of emergency first declared by Emergency Executive Order No. 241, dated September 15, 2021, and subsequent orders extending such state of emergency, compliance by the Department of Correction (DOC) with various laws and regulations has not been required; and

WHEREAS, such orders issued prior to January 5, 2026 did not provide or require a plan for actions that would enable DOC to come into compliance with applicable laws and regulations for which compliance is not required as a result of such orders; and

WHEREAS, the state of emergency first declared in 2021 continues for the present pending the expedited development and implementation of such plan;

NOW, THEREFORE, pursuant to the powers vested in me as Mayor of the City of New York, by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency, it is hereby ordered:

Section 1. Section 1 of Emergency Executive Order No. 1.39, dated July 19, 2026, is hereby extended for five (5) days.

§ 2. DOC, in consultation with the Law Department, shall regularly update the Mayor regarding additional suspensions that can be lapsed to comply with the implementation action plan developed pursuant to Section 2 of Emergency Executive Order 1, dated January 5, 2026, and with applicable laws and regulations that presently do not apply pursuant to Emergency Executive Orders.

§ 3. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Zohran Kwame Mamdani
Mayor