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# THE CITY RECORD

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## THE CITY RECORD

**ERIC L. ADAMS**  
Mayor

**LOUIS A. MOLINA**  
Commissioner, Department of  
Citywide Administrative Services

**JANAE C. FERREIRA**  
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## PUBLIC HEARINGS AND MEETINGS

*See Also: Procurement; Agency Rules*

### BOROUGH PRESIDENT - BROOKLYN

#### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that, pursuant to Section 197-c and Section 201 of the New York City Charter, the Brooklyn Borough President will hold a ULURP hearing on the matter below in person, at 5:00 P.M. on Wednesday, October 9, 2024, in the Borough Hall



Courtroom, 209 Joralemon Street. The meeting will be recorded for public transparency.

Members of the public may watch a livestream of the hearing on WebEx at: <https://nycbp.webex.com/nycbpj.php?MTID=m92ca110c548ad3aa4fe0a183908eeb9e>.

Webinar number: 2344 376 6738  
Webinar password: BBPUH

Join by video system  
Dial 23443766738@nycbp.webex.com  
You can also dial 173.243.2.68 and enter your meeting number.

Join by phone:  
+1-646-992-2010 United States Toll (New York City)  
+1-408-418-9388 United States Toll  
Access code: 234 437 66738

Testimony at the hearing is limited to 2 minutes, unless extended by the Chair. Pre-registration is not required. Testimony will only be accepted in person or in writing. For timely consideration, written comments must be submitted to [testimony@brooklynbp.nyc.gov](mailto:testimony@brooklynbp.nyc.gov) no later than Friday, October 11th, 2024.

For information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact Corina Lozada at [corina.lozada@brooklynbp.nyc.gov](mailto:corina.lozada@brooklynbp.nyc.gov) at least five (5) business days in advance to ensure availability.

The following agenda items will be heard:

1. 2185 Coyle Street

A private application by 2185 Coyle Associates LLC for a zoning map amendment from R4/C1-2 to R6A/C2-4 and R7X/C2-4 and a zoning text amendment to include a new MIH Area to facilitate a new 9-story, 422,512 square foot mixed-use development (approximately 378,887 square feet of residential floor area and 43,626 square feet of commercial space) with approximately 435 apartments (109 income-restricted) at 2185 Coyle Street in Sheepshead Bay, Community District 15, Brooklyn.

2. 581 Grant Avenue Development

A public application by NYC Housing Preservation & Development (HPD) requesting a UDAAP Project Approval and Disposition of City-Owned Lot, a zoning map amendment from R5 to R6, and a zoning text amendment to designate an MIH area to facilitate the development of a new 7-story, approximately 144,000 square foot development including 135,206 square feet of residential (173 units), 8,775 square feet of ground floor community facility space, and 16,755 square feet of publicly accessible open space at 581 Grant Avenue in East New York, Community District 5, Brooklyn.

3. 441 & 467 Prospect Avenue Rezoning

A private application by Arrow Linen Supply Co., Inc. for a zoning map amendment from R5B to R7-1, a zoning special permit to waive required parking minimums, and a zoning text amendment to create an MIH area to facilitate two new 13-story buildings, with approximately 248,000 square feet of residential development including approximately 244 residential units at 441 & 467 Prospect Avenue in South Slope, Community District 7, Brooklyn.

Accessibility questions: Corina Lozada, corina.lozada@brooklynbp.nyc.gov, by: Wednesday, October 2, 2024, 5:00 P.M.



s30-o9

CITY COUNCIL

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing on the matter indicated below:

The Subcommittee on Landmarks, Public Sitings, and Dispositions will hold a public hearing, accessible remotely and in person on the 16th Floor, Committee Room, 250 Broadway, New York, NY 10007, on the following matters commencing at 11:00 A.M. on October 1, 2024. The hearing will be live-streamed on the Council's website at https://council.nyc.gov/live/. Please visit https://council.nyc.gov/land-use/ in advance for information about how to testify and how to submit written testimony.

SOUTH JAMAICA GATEWAY REZONING QUEENS CB - 12 C 240330 HAQ

Application submitted by the Department of Housing Preservation and Development (HPD):

- 1. pursuant to Article 16 of the General Municipal Law of New York State for:
a. the designation of property located at 106-01 Guy R. Brewer Boulevard (Block 10161, Lots 1, 3 and 9) as an Urban Development Action Area; and
b. approval of an Urban Development Action Area Project for such area; and
2. pursuant to Section 197-c of the New York City Charter for the disposition of property located at 106-01 Guy R. Brewer Boulevard (Block 10161, Lots 3 and 9) to a developer to be selected by HPD;

to facilitate the development of a nine-story mixed use building containing approximately 78 Affordable Independent Residence for Seniors (AIRS) units and community facility space, Borough of Queens, Community District 12.

SOUTH JAMAICA GATEWAY REZONING QUEENS CB - 12 C 240328 ZMQ

Application submitted by Fulcrum Properties LLC, The Briarwood Organization LLC and the NYC Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 14d:

- 1. changing from an R4 District to an R7A District property bounded by a line 100 feet southeasterly of Tuskegee Airmen Way, a line midway between Guy R. Brewer Boulevard and Union Hall Street, a line 125 feet southeasterly of Tuskegee Airmen Way, and Union Hall Street;
2. changing from an R5B District to an R7A District property bounded by the southwesterly centerline prolongation of 104th Road, a line 105 feet northeasterly of Guy R. Brewer Boulevard, a line perpendicular to the northeasterly street line of Guy R. Brewer Boulevard distant 100 feet south easterly (as measured along the street line) from the point of

intersection of the northeasterly street line of Guy R. Brewer Boulevard and the southeasterly street line of Tuskegee Airmen Way, and a line midway between 164th Street and Guy R. Brewer Boulevard;

- 3. changing from an R5D District to an R7A District property bounded by Tuskegee Airmen Way, a line 105 feet northeasterly of Guy R. Brewer Boulevard, the southwesterly centerline prolongation of 104th Road, a line midway between 164th Street and Guy R. Brewer Boulevard, a line perpendicular to the northeasterly street line of Guy R. Brewer Boulevard distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of Guy R. Brewer Boulevard and the southeasterly street line of Tuskegee Airmen Way, and Union Hall Street; and
4. establishing within the proposed R7A District a C1-4 District bounded by:
a. a line 100 feet southeasterly of Tuskegee Airmen Way, a line midway between Guy R. Brewer Boulevard and Union Hall Street, a line 125 feet southeasterly of Tuskegee Airmen Way, and Union Hall Street; and
b. Tuskegee Airmen Way, a line 105 feet northeasterly of Guy R. Brewer Boulevard, a line perpendicular to the northeasterly street line of Guy R. Brewer Boulevard distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of Guy R. Brewer Boulevard and the southeasterly street line of Tuskegee Airmen Way, and a line midway between 164th Street and Guy R. Brewer Boulevard;

subject to the conditions of CEQR Declaration E-768.

SOUTH JAMAICA GATEWAY REZONING QUEENS CB - 12 N 240329 ZRQ

Application submitted by Fulcrum Properties LLC, The Briarwood Organization LLC and the NYC Department of Housing Preservation and Development, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

To view the proposed text amendment, please refer to the public documents associated with this application that are accessible through the Zoning Application Portal maintained by the Department of City Planning, which can be accessed at the following website: zap.planning.nyc.gov/projects.

MHANY MULTIFAMILY PRESERVATION LOAN PROGRAM (MPLP)

BROOKLYN CBs - 14, 17, 18 G 240058 XUK

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law and Article XI of the Private Housing Finance Law for approval of an Urban Development Action Area Project (UDAAP), and an exemption from real property taxes for property located at 1073 Utica Avenue (Block 4735; Lot 43), 639 East 87th Street (Block 7992; Lot 22), 996 East 46th Street (Block 5022; Lot 10), 38 Martense Street (Block 5089; Lot 20); Community Districts 14, 17, and 18; Council Districts 40, 45, and 46.

For questions about accessibility and requests for additional accommodations, please contact swerts@council.nyc.gov or nbenjamin@council.nyc.gov or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Thursday, September 26, 2024, 3:00 P.M.



s25-o1

CITY PLANNING COMMISSION

PUBLIC HEARINGS

The City Planning Commission will hold a public hearing accessible both in-person and remotely via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, October 16, 2024, regarding the calendar items listed below. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. Anyone attending the meeting in-person is encouraged to wear a mask.

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: https://www.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/461617/1

Members of the public attending remotely should observe the meeting through DCP's website. Testimony can be provided verbally by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free
888 788 0099 US Toll-free
253 215 8782 US Toll Number
213 338 8477 US Toll Number

Meeting ID: 618 237 7396
[Press # to skip the Participation ID]
Password: 1

To provide verbal testimony via Zoom please follow the instructions available through the above webpage (link above).

Written comments will also be accepted until 11:59 P.M., one week before the date of the vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to [AccessibilityInfo@planning.nyc.gov] or made by calling 212-720-3508. Requests must be submitted at least five business days before the meeting.

BOROUGH OF BROOKLYN
No. 1

850 THIRD AVENUE ACS SITE SELECTION / ACQUISITION

CD 7 C 250029 PCK

IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services and the Administration for Children's Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 850 3rd Avenue (Block 671, p/o Lot 1 and Block 675, p/o Lot 10), for use as a trade shop and parking, Borough of Brooklyn, Community District 7.

Sara Avila, Calendar Officer
City Planning Commission
120 Broadway, 31st Floor, New York, NY 10271
Telephone (212) 720-3366

Accessibility questions: (212) 720-3508, AccessibilityInfo@planning.nyc.gov, by: Tuesday, October 8, 2024 5:00 P.M.



o1-16

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, October 8, 2024, a public hearing will be held in the public hearing room at 1 Centre Street, 9th Floor, Borough of Manhattan, with respect to the following properties, and then followed by a public meeting. Participation by video conference may be available as well. Please check the hearing page on LPC's website (https://www.nyc.gov/site/lpc/hearings/hearings.page) for updated hearing information.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact Gregory Cala, Community and Intergovernmental Affairs Coordinator, at gcala@lpc.nyc.gov or (212) 602-7254 no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel at www.youtube.com/nyclpc and may

testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, on the Monday before the public hearing.

37 South Oxford Street - Fort Greene Historic District
LPC-24-11403 - Block 2101 - Lot 19 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS

A transitional Greek Revival-Italianate style row house built c. 1853. Application is to construct a rear yard deck and pergola.

565 9th Street - Park Slope Historic District
LPC-25-00544 - Block 1091 - Lot 45 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS

A Neo-Renaissance style rowhouse designed by Benjamin Driesler and built in 1902-1903. Application is to alter a rear extension.

851 Park Place - Crown Heights North Historic District
LPC-24-11111 - Block 1234 - Lot 70 - Zoning: R6
CERTIFICATE OF APPROPRIATENESS

A Colonial Revival style single-family residence designed by Frank S. Lowe and built c. 1908. Application is to construct a rooftop addition, install a fire escape and deck, and alter the rear façade.

4401 Manhattan College Parkway - Fieldston Historic District
LPC-23-04449 - Block 581 - Lot 105 - Zoning: R1-2/NA-2
CERTIFICATE OF APPROPRIATENESS

A Mediterranean Revival style house designed by Dwight James Baum and built in 1930-31. Application is to legalize the removal of a staircase and construction of an above ground pool and deck, replacement of areaway ironwork and historic gates, windows, doors, and gutters, and the installation of balcony, awning, lighting, cameras, and speakers without Landmarks Preservation Commission permit(s).

99 Wooster Street - SoHo-Cast Iron Historic District
LPC-25-00606 - Block 501 - Lot 30 - Zoning: M1-5/R7X
CERTIFICATE OF APPROPRIATENESS

A Neo-Grec/ Queen Anne style firehouse designed by Napoleon LeBrun and Son and built in 1881-82. Application is to install a banner sign.

560 Broadway (aka 560-566 Broadway, 72-78 Prince Street, 98-104 Crosby Street) - SoHo-Cast Iron Historic District
LPC-25-02137 - Block 497 - Lot 18 - Zoning: M1-5/R9X, SNX
CERTIFICATE OF APPROPRIATENESS

A store building designed by Thomas Stent and built in 1883-84. Application is to install interior digital screens.

54 West 22nd Street - Ladies' Mile Historic District
LPC-24-07428 - Block 823 - Lot 72 - Zoning: C6-4A
CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style store building designed by Stephenson & Greene and built in 1896-97. Application is to remove a fire escape.

Central Park - Scenic Landmark
LPC-25-01251 - Block 1111 - Lot 1 - Zoning: Park
BINDING REPORT

A building constructed in Sweden for the 1876 Philadelphia Exposition in Fairmont Park, and moved to its current site within Central Park an English Romantic style park, designed in 1858 by Frederick Law Olmstead and Calvert Vaux. Application is to install bronze railings at existing exterior stairs and a ramp and to install two flag poles on the site.

s24-o7

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARINGS

October 21st, 2024 and October 22nd, 2024, 10:00 A.M. and 2:00 P.M.

NOTICE IS HEREBY GIVEN of teleconference public hearings, Monday, October 21st, 2024, at 10:00 A.M. and 2:00 P.M., and Tuesday October 22nd, 2024, at 10:00 A.M. and 2:00 P.M., to be streamed live through the Board's website (www.nyc.gov/bsa), with remote public participation and in-person portion, on the following matters:

SOC CALENDAR

450-46-BZ
APPLICANT - Friedman & Gotbaum LLP, for CF Consulting Twenty Six LLC, owner.
SUBJECT - Application July 2, 2024 - Extension of Term (§ 11-411) of a previously approved variance permitting commercial (UG 6B) contrary to residential use regulations which expired on November 1, 2024. R8B/LH-1A (Upper East Side Historic District).
PREMISES AFFECTED - 41 East 62nd Street, Block 1377, Lot 27,

Borough of Manhattan.  
**COMMUNITY BOARD #8M**

**299-99-BZIV**

APPLICANT – Eric Palatnik, P.C., for M & V LLC, owner.  
SUBJECT – Application August 21, 2023 – Extension of Time to Obtain a Certificate of Occupancy of a previously approved variance which permitted the operation of automotive service station (UG 16B) (Getty ) which will expired on July 24, 2024. C2-4/R6A zoning district.  
PREMISES AFFECTED – 8-16 Malcom X Boulevard, Block 1599, Lot 40, Borough of Brooklyn.

**COMMUNITY BOARD #3BK**

**ZONING CALENDAR**

**2024-09-BZ**

APPLICANT – Bryan Cave Leighton Paisner, LLP, for Bais Ruchel Taaffe, Inc., owner.  
SUBJECT – Application March 13, 2024 – Special Permit (\$73-19) to permit the legalization of a school (UG 3) (Bias Ruchel D'Satmar High School) contrary to ZR 42-10. M1-2 zoning district.  
PREMISES AFFECTED – 401 Park Avenue, Block 1881, Lot 51, Borough of Brooklyn.

**COMMUNITY BOARD #3BK**

**2023-64-BZ**

APPLICANT – Rothkrug Rothkrug & Spector, LLP, for 14408 87th Road Corporation, owner.  
SUBJECT – Application October 6, 2023 – Variance (\$72-21) to permit the conversion of an existing SRO building to a five-family residential building contrary to underlying use regulations. R4-1 zoning district.  
PREMISES AFFECTED – 144-08 87th Road, Block 9702, Lot 10, Borough of Queens.

**COMMUNITY BOARD #8Q**

*Shampa Chanda, Chair/Commissioner*



o1-2

**PROPERTY DISPOSITION**

*The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open to the public.*

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

**CITYWIDE ADMINISTRATIVE SERVICES**

■ SALE

The City of New York in partnership with IAAI.com posts vehicle and heavy machinery auctions online every week at: <https://iaai.com/search?keyword=dcas+public>.

All auctions are open to the public and registration is free.

Vehicles can be viewed in person at:  
Insurance Auto Auctions, Green Yard  
137 Peconic Ave., Medford, NY 11763  
Phone: (631) 207-3477

No previous arrangements or phone calls are needed to preview.  
Hours are Monday from 10:00 A.M. - 2:00 P.M.

ja19-jy3

**HOUSING PRESERVATION AND DEVELOPMENT**

■ PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property, appear in the Public Hearing Section.

ja16-d31

**PROCUREMENT**

*“Compete To Win” More Contracts!*

*Thanks to a new City initiative - “Compete To Win” - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and Women-Owned Businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.*

● *Win More Contracts, at [nyc.gov/competetowin](https://nyc.gov/competetowin)*

*“The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed, to the City’s prestige as a global destination. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence.”*

**HHS ACCELERATOR PREQUALIFICATION**

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed, at [https://passport.cityofnewyork.us/page.aspx/en/rfp/request\\_public](https://passport.cityofnewyork.us/page.aspx/en/rfp/request_public)

All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www.nyc.gov/site/mocs/hhsa/hhs-accelerator-guides.page>

**BUSINESS INTEGRITY COMMISSION**

**LEGAL**

■ INTENT TO AWARD

*Services (other than human services)*

**OWNBACK SUBSCRIPTION** - Sole Source - Available only from a single source - PIN# 82925Y0011 - Due 10-11-24 at 2:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of the New York City Business Integrity Commission (“BIC”), to enter into sole source negotiations with OwnData with the expectation that OwnData will be awarded a 3-year contract with BIC to provide cloud services to backup BIC’s Salesforce.org. It is BIC’s belief that the cloud services for backup of Salesforce.org is provided exclusively by OwnData. Any vendor besides OwnData that believes it can provide cloud services for backup of Salesforce.org is invited to do so. To respond in PASSPort, please complete the Acknowledgement tab and submit a response in the Manage Responses tab. If you have questions about the details of the RfX, please submit them through the Discussion with Buyer tab.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-*

qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Business Integrity Commission, 100 Church Street, 20th Floor, New York, NY 10007. Lily Fung (212) 437-0628; lfung@bic.nyc.gov

o1

DISTRICT ATTORNEY - NEW YORK COUNTY

INFORMATION TECHNOLOGY

AWARD

Services (other than human services)

MAINT. LAWCRUIT ATTORNEY SUBSCRIPTION - Sole Source - Available only from a single source - PIN# 901LAWCRUIT25 - AMT: \$30,852.00 - TO: Freedom Solutions Group LLC, 550 W. Jackson Blvd, Suite 200, Chicago, IL 60661.

PPB Rules Sole Source Procurement Section 3-05

o1

ENVIRONMENTAL PROTECTION

WATER SUPPLY

AWARD

Services (other than human services)

HVR-102: HILLVIEW RESERVOIR INVESTIGATION SERVICES - Government to Government - PIN# 82624T0002001 - AMT: \$785,000.00 - TO: USGS National Center MS270, 425 Jordan Rd, Troy, NY 12180.

o1

HEALTH AND MENTAL HYGIENE

ADMINISTRATION

SOLICITATION

Services (other than human services)

PUBLIC HEALTH LABORATORY RELOCATION SERVICES - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 81625P0003 - Due 11-18-24 at 2:00 P.M.

The Department of Health and Mental Hygiene ("NYC Health Department" or "the Agency") is seeking a qualified vendor to fully manage the relocation of NYC Health Department Public Health Laboratory ("PHL") from the current location at 455 1st Ave., New York, NY 10016 ("Current PHL") to the newly constructed PHL facility located at 40 West 137th St, New York, NY 10037 ("New PHL").

The contract term is anticipated to be for two (2) years from July 1, 2025 through June 30, 2027 with no renewal options.

There will be a Pre-Proposal Conference at 11:00 A.M. ET, on October 22, 2024, via teleconference.

There will also be a Site Visit on a date and time to be determined, which will be provided in an addendum released through PASSPort. The Site Visit will be held by the Agency to give potential proposers an opportunity to view both the Current PHL and New PHL sites, which will begin at the Current PHL and conclude at the New PHL. Proposers will be responsible for their own transportation to both sites. Due to limited space, we are limiting the number of attendees by each proposer to two people for the Site Visit.

Please RSVP for each event by 2:00 P.M. ET, on October 18, 2024, by completing the event registration form, which can be downloaded in the Documents tab of the RFX in PASSPort, and emailing it to RFP@health.nyc.gov. Please state "PHL RELOCATION SERVICES" in the subject line. Vendors who submit an RSVP will be provided an invitation via email to attend the selected event.

addressed at the Pre-Proposal Conference. Answers to all questions received by the question deadline of October 29, 2024, will be provided in an addendum released through PASSPort.

Please note that this procurement is released via PASSPort. Please visit PASSPort to respond to this solicitation.

Responses are due on November 18, 2024 at 2:00 P.M. ET.

Link to PASSPort Public Portal: https://passport.cityofnewyork.us/page.aspx/en/rfp/request\_browse\_public This procurement is subject to participation goals for MBEs and/or WBEs as required by Section 6-129 of the New York City Administrative Code.

If you require assistance with creating a PASSPort account or responding to the RFP, please submit an inquiry to the MOCS Service Desk.

Pre bid conference location -Contact RFP@health.nyc.gov to RSVP Provide Name, Title, Organization, MWBE status, and E-mail Address Online Only Mandatory: no Date/Time - 2024-10-22 11:00:00

o1

FAMILY AND CHILD HEALTH

AWARD

Human Services/Client Services

SBHC REPRODUCTIVE HEALTH PROJECT FOR NYC HIGH SCHOOLS - Negotiated Acquisition - Other - PIN# 81623N0055002 - AMT: \$18,750.00 - TO: Brownsville Community Development Corporation, 592 Rockaway Ave, Brooklyn, NY 11212.

The SBHC/RHP as part of broader Reproductive Justice & Health Equity framework is to expand access to Comprehensive & High Quality Reproductive Health Services.

o1

HOMELESS SERVICES

SOLICITATION

Services (other than human services)

HOUSEHOLD MOVING SERVICES - Competitive Sealed Bids - PIN# 07123B0002 - Due 11-18-24 at 2:00 P.M.

The New York City Department of Social Services (DSS)/Department of Homeless Services (DHS) will be accepting Competitive Sealed Bids for the provision of Household Moving Services (PIN: 23BSEDD01301/EPIN: 07123B0002). Bidders are hereby notified that this contract is subject to Local Law 1, Minority-Owned and Women-Owned Business Enterprises (MWBE) Requirements. This Competitive Sealed Bid ("RFX") is being released through PASSPort, New York City's online procurement portal on Tuesday, October 1, 2024.

To access the solicitation, vendors should visit the PASSPort Public Portal at https://www.nyc.gov/site/mocs/passport/about-passport.page, and click on the "Procurement Navigator" blue box. This will take you to the Public Portal of all procurements in the PASSPort system. To quickly locate the RFX, insert the EPIN 07123B0002 into the Keywords search field. Instructions for submitting responses to this RFX can be found via PASSPort. Please submit your bids by both acknowledging the receipt of the RFX in the Acknowledgement tab and completing your response in the Manage Responses tab.

If you need additional assistance with PASSPort, please contact the MOCS Service Desk at https://mocssupport.atlassian.net/servicedesk/customer/portal/8. Vendor resources can also be found at the link below, under the Finding and Responding to RFX heading. Link: https://www.nyc.gov/site/mocs/passport/getting-started-with-passport.page. Until further notice, the Department of Social Services (HRA/DHS) will conduct all in-person meetings (Pre-bid conferences and bid openings) that would normally be open to the public via conference call and/or video-conference only using the Cisco Webex platform. You may participate using your computer, tablet, or smartphone. You will need to download the Webex plug-in or mobile app.

The nonmandatory Cisco Webex platform pre-bid conference will be held on Monday October 7, 2024 at 11:00 A.M. If you have any questions, please email tsynmany@dss.nyc.gov and tsangtho@dss.nyc.gov with the subject line "07123B0002-Household Moving Services" by the close of business Wednesday, October 16, 2024. Please submit your response to RFX EPIN 07123B0002 in PASSPort no later than Monday, November 18, 2024 at 2:00 P.M. Please note, the bid opening will be held on Tuesday, November 19, 2024 at 11:00 A.M. via the Cisco Webex platform.

Bid opening Location - Webex Conference Call https://nyc-dss.webex.com/nyc-dss/j.php?MTID=m6d3163b884b151b35630c1d1d5211480 |

Meeting number: 2348 065 5593 Password: bids | Dial in number: 1-646-992-2010 Access code: 2348 065 5593 Pre bid conference location -Webex Conference Call https://nyc-dss.webex.com/nyc-dss/j.php?MTID=m0d7eb1a634019a47aa57552c9b3b427a | Meeting number: 2336 600 2685 Password: bids | Dial in number: 1-646-992-2010 Access code: 2336 600 2685 Mandatory: no Date/Time - 2024-10-07 11:00:00.

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HOUSING AUTHORITY

PROCUREMENT

SOLICITATION

Goods

SMPD MATERIALS HARDWARE FOR CABINETS - Competitive Sealed Bids - PIN# 507550 - Due 10-15-24 at 12:00 P.M.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 507550. Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the http://www.nyc.gov/nychabusiness. On the left side, click on "iSupplier Vendor Registration/Login" link.

- (1) If you have an i-Supplier account, then click on the "Login for registered vendors" link and sign into your i-Supplier account.
(2) If you do not have an i-Supplier account you can Request an account by clicking on "New suppliers register in i-Supplier" to apply for log-in credentials. Once you have accessed your i-Supplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for:

RFQ# 507550

For: Citywide Developments

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Miguel Lamarche (212) 306-3904; miguel.lamarche@nycha.nyc.gov



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SMPD MATERIALS JANITORIAL CHEMICAL BOILER TREATMENT - Competitive Sealed Bids - PIN# 507553 - Due 10-15-24 at 12:00 P.M.

The New York City Housing Authority ("NYCHA"), Supply Management and Procurement Department ("SMPD"), through this Solicitation, seeks bids from qualified vendors to provide NYCHA with materials for SMPD MATERIALS JANITORIAL CHEMICAL BOILER TREATMENT AT VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 507553 Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the http://www.nyc.gov/nychabusiness. On the left side, click on "iSupplier Vendor Registration/Login" link.

- (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account.
(2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for RFQ Number 507553.

For all inquiries regarding the scope of materials, please contact Magdalena Lucero by e-mail: Magdalena.Lucero@nycha.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Magdalena Lucero (212) 306-3825; magdalena.lucero@nycha.nyc.gov



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SMPD MATERIALS JANITORIAL VARIOUS CHEMICALS BOILER TREATMENT - Competitive Sealed Bids - PIN# 507555 - Due 10-15-24 at 12:00 P.M.

The New York City Housing Authority ("NYCHA"), Supply Management and Procurement Department ("SMPD"), through this Solicitation, seeks bids from qualified vendors to provide NYCHA with materials for SMPD MATERIALS JANITORIAL VARIOUS CHEMICALS BOILER TREATMENT AT VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 507555 Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the http://www.nyc.gov/nychabusiness. On the left side, click on "iSupplier Vendor Registration/Login" link.

- (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account
(2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for RFQ Number 507555.

For all inquiries regarding the scope of materials, please contact Magdalena Lucero by e-mail: Magdalena.Lucero@nycha.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Magdalena Lucero (212) 306-3825; magdalena.lucero@nycha.nyc.gov



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SMPD MATERIALS JANITORIAL INSECTICIDES SUPPLIES - Competitive Sealed Bids - PIN# 507554 - Due 10-15-24 at 12:00 P.M.

The New York City Housing Authority ("NYCHA"), Supply Management and Procurement Department ("SMPD"), through this Solicitation, seeks bids from qualified vendors to provide NYCHA with materials for SMPD MATERIALS JANITORIAL INSECTICIDES SUPPLIES AT VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 507554 Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the http://www.nyc.gov/nychabusiness. On the left side, click on "iSupplier Vendor Registration/Login" link.

- (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account.
(2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for RFQ Number 507554.

For all inquiries regarding the scope of materials, please contact Magdalena Lucero by e-mail: Magdalena.Lucero@nycha.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Magdalena Lucero (212) 306-3825; magdalena.lucero@nycha.nyc.gov



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SMPD MATERIALS VARIOUS JANITORIAL SUPPLIES - Competitive Sealed Bids - PIN# 507556 - Due 10-15-24 at 12:00 P.M.

The New York City Housing Authority ("NYCHA"), Supply Management and Procurement Department ("SMPD"), through this Solicitation, seeks bids from qualified vendors to provide NYCHA with materials for SMPD MATERIALS VARIOUS JANITORIAL SUPPLIES AT VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 507556. Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the http://www.nyc.gov/nychabusiness. On the left side, click on "iSupplier Vendor Registration/Login" link.

- (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account.
(2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for RFQ Number 507556.

For all inquiries regarding the scope of materials, please contact Magdalena Lucero by e-mail: Magdalena.Lucero@nychanyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Magdalena Lucero (212) 306-3825; magdalena.lucero@nychanyc.gov



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HUMAN RESOURCES ADMINISTRATION

AWARD

Human Services/Client Services

CAREERCOMPASS SERVICE AREA II: BROOKLYN - Negotiated Acquisition - Other - PIN# 06924N0040001 - AMT: \$5,624,374.89 - TO: National Association on Drug Abuse Problems (NYS), 355 Lexington Ave, 2nd Fl, New York, NY 10017.

Human Resources Administration (HRA)/Office of Career Services (CS) is requesting a 15 month Negotiated Acquisition Extension (NAE) contract with National Association on Drug Abuse Problems New York State, Inc. to continue their Career Pathways Career Compass Program services in Brooklyn. The program helps clients find employment, training, or education programs as well as internship and community service opportunities that suit their skills and goals. HRA/CS seek to continue the program as a bridge until the completion of a competitive solicitation for the services. This NAE will ensure continuity of services while assisting clients obtain and maintain employment.

The contract term for this NAE is 4/1/24 - 6/30/25 with a contract amount of \$5,624,374.89.

Procurement and award is in accordance with Section 3-04(b)(2)(iii) for the reasons set forth herein.

This is a NAE with incumbent provider to maintain continuity of career services for HRA clients until the new RFP is processed.

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Services (other than human services)

CONSULTING SERVICES FOR ACCESS HRA RELEASES PROJECT - Intergovernmental Purchase - PIN# 06924G0019001 - AMT: \$756,000.00 - TO: Qed Inc., 350 Seventh Avenue, 10th Floor, New York, NY 10001.

The period of performance will be for thirty-six (36) months from January 1, 2024 to December 31, 2026.

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POLICE DEPARTMENT

CONTRACT ADMINISTRATION

SOLICITATION

Goods and Services

WHITE GLOVES - Competitive Sealed Bids - PIN# ES#056-22-2024 - Due 10-23-24 at 1:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-

qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Police Department, 375 Pearl Street, 15th Floor, New York, NY 10038. Nancy Brandon (718) 610-8624; nancy.brandon@nypd.org

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DUTY TROUSER, PO AND SUPERVISOR (MALE AND FEMALE) - Competitive Sealed Bids - PIN# ES#056-23-2024 - Due 10-30-24 at 1:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Police Department, 375 Pearl Street, 15th Floor, New York, NY 10038. Nancy Brandon (718) 610-8624; nancy.brandon@nypd.org

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SMALL BUSINESS SERVICES

INTENT TO AWARD

Services (other than human services)

FY25 LOWER MANHATTAN BSC NAE #2 - Negotiated Acquisition - Available only from a single source - PIN# 80124N0031 - Due 10-7-24 at 3:00 P.M.

Extension of the contract (PIN 80124N0031) between the NYC Department of Small Business Services and Next Street Financial, LLC will allow the Agency to extend the current contract with the vendor to continue to support business development services in the Borough of Lower Manhattan. The Business Solutions Centers (BSC) deliver a suite of business services in Queens that include but are not limited to financing awards, recruitment, training, business education, Minority/Women Business Enterprise certification assistance, other business service referrals including governmental resources and delivering customer service in the multiple languages to serve diverse populations in the City.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Small Business Services, 1 Liberty Plaza, 11th Floor, New York, NY 10006. Marquell Manns (212) 618-8840; mmanns@sbs.nyc.gov

s26-o2

DEPARTMENT OF BUSINESS SERVICES

INTENT TO AWARD

Services (other than human services)

NYC FUTURE FUND - Negotiated Acquisition - Other - PIN# 80125N0009 - Due 10-10-24 at 4:00 P.M.

The NYC Department of Small Business Services is entering into a contract with Community Reinvestment Fund Inc to provide The NYC Future Fund, an investment of \$10M to provide capital to underserved small business owners who traditionally have trouble accessing financing. The contract term is expected to be September 1, 2024 to June 30, 2033 in the amount of \$10,000,000.00, E PIN: 80125N0009. The procurement is a Negotiated Acquisition - Non Competitive via Section 3-04 (b) (2)(ii) of the PPB Rules.

It has been determined that the proposed vendor is uniquely positioned to provide these additional services as they administered the original Opportunity Fund Loan Program which was launched during COVID 19 to assist those small businesses affected by the epidemic and that they possess the experience and familiarity NYC small businesses necessary to successfully implement Phase 2 of the loan program.

s26-o2

PROCUREMENT

INTENT TO AWARD

Services (other than human services)

FY25 QUEENS BSC NAE #2 - Negotiated Acquisition - Available only from a single source - PIN# 80124N0028 - Due 10-7-24 at 3:00 P.M.

Extension of the contract (PIN 80124N0028) between the NYC Department of Small Business Services and Next Street Financial, LLC will allow the Agency to extend the current contract with the



vendor to continue to support business development services in the Borough of Queens. The Business Solutions Centers (BSC) deliver a suite of business services in Queens that include but are not limited to financing awards, recruitment, training, business education, Minority/ Women Business Enterprise certification assistance, other business service referrals including governmental resources and delivering customer service in the multiple languages to serve diverse populations in the City.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Small Business Services, 1 Liberty Plaza, 11th Floor, New York, NY 10006. Marquelle Manns (212) 513-6321; mmanns@sbs.nyc.gov

s26-o2

**YOUTH AND COMMUNITY DEVELOPMENT**

**COMMUNITY DEVELOPMENT**

■ AWARD

*Human Services/Client Services*

**LITERACY PROGRAMS ESOL/BENL- BX0702; BX0701** - Competitive Sealed Proposals/Pre-Qualified List - PIN# 26023P0011006 - AMT: \$1,405,950.00 - TO: The Kingsbridge Heights Community Center Inc, 3101 Kingsbridge Terrace, Bronx, NY 10463-4324.

DYCD is seeking a qualified vendors to provide Literacy programs in New York City. The populations served by the programs that are the subject of this RFP are middle school student in public schools serving low-income neighborhoods, and adults that are English Language Learners (ELLs), lack sufficient mastery of basic educational skills and/or lack high school diplomas. The programs' primary purposes are to provide contextualized literacy services to help participants and communities thrive. The program will improve a broad range of competencies related to literacy, such as basic language skills (reading, writing, speaking, and listening), and support participants to meet their contextualized goals in areas including but not limited to parenting, workplace, health care and civic engagement.

Special Case Determination is not applicable as per PPB Rule 3-10(a) - procurement is being issued through PASSPort, successor to the HHS Accelerator system.

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**ADULT LITERACY PROGRAMS ESOL/BENL: QN0401** - Competitive Sealed Proposals/Pre-Qualified List - PIN# 26023P0011022 - AMT: \$957,900.00 - TO: Samuel Field YM & YWHA Inc, 58-20 Little Neck Pkwy, Little Neck, NY 11362.

DYCD is seeking a qualified vendors to provide Literacy programs in New York City. The populations served by the programs that are the subject of this RFP are middle school student in public schools serving low-income neighborhoods, and adults that are English Language Learners (ELLs), lack sufficient mastery of basic educational skills and/or lack high school diplomas. The programs' primary purposes are to provide contextualized literacy services to help participants and communities thrive. The program will improve a broad range of competencies related to literacy, such as basic language skills (reading, writing, speaking, and listening), and support participants to meet their contextualized goals in areas including but not limited to parenting, workplace, health care and civic engagement.

Special Case Determination is not applicable as per PPB Rule 3-10(a) - procurement is being issued through PASSPort, successor to the HHS Accelerator system.

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**CONTRACT AWARD HEARINGS**

**NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.**



**EDUCATION**

■ NOTICE

The Department of Education ("DOE") Chancellor's Committee on Contracts has been asked for their recommendation to award contracts to following organization(s) for the services described below. Other organizations interested in providing these services to the DOE are invited to indicate their ability to do so in writing to Paul Eichele at 65 Court Street, Room 1201, Brooklyn, NY 11201, or by email to COCInterestedVendor@schools.nyc.gov. Responses should be received no later than 9:00 A.M., October 8, 2024. Any COC recommendation will be contingent upon no expressions of interest in performing services by other parties.

Item(s) for Consideration:

(1) Service(s): The Division of School Facilities ("DSF") is requesting a contract extension with Charles A. Dimino, Inc. to provide inspection and maintenance of standpipe & sprinkler systems.

Circumstances for use: Contract Extension  
Vendor(s): Charles A. Dimino, Inc.

(2) Service(s): The Office of Policy and Evaluation ("OPE") is requesting a contract extension with Panorama Education, Inc. to manage the NYC School Survey & Student Perception Survey Extension.

Circumstances for use: Contract Extension  
Vendor(s): Panorama Education Inc.

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**ENVIRONMENTAL PROTECTION**

■ PUBLIC HEARINGS

**THIS PUBLIC HEARING HAS BEEN CANCELED**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held by the Department of Environmental Protection via conference call on October 2, 2024, commencing at 10:00 A.M. on the following:

**IN THE MATTER OF** a proposed Purchase Order/Contract between the Department of Environmental Protection and Aldoray Associates Corp. located at 1417 Prospect Place Suite A6, Brooklyn, NY 11213 for Aerzen Blowers. The Contract term shall be eight calendar months from the date of the written notice to proceed. The Contract amount shall be \$422,912.96. Location: 59-17 Junction Blvd, Flushing, NY 11373. PIN#5XC00305.

The Vendor was selected by MWBE Noncompetitive Small Purchase pursuant to Section 3-08(c)(1)(iv) of the PPB Rules.

In order to access the Public Hearing and testify, please call 1-347-921-5612, Access Code: 213143209# no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by September 24, 2024, from any individual a written request to speak at this hearing, then DEP need not conduct



this hearing. Requests should be made to Mr. Noah Shieh via email at noahs@dep.nyc.gov.

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**FIRE DEPARTMENT**

**PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, October 10, 2024 at 10:00 A.M. The Public Hearing can be accessed via Teams or Call-in by Phone:

Teams Meeting ID: 278 024 320 628, Passcode: cBcT9C

Or Call-in by Phone: 1-646-893-7101, Access Code: 607 555 143

**IN THE MATTER OF** a proposed contract between the Fire Department of the City of New York and Deccan International, 9444 Waples Street, Suite 300, San Diego, California 92121, for the provision of Maintenance and Technical Support Services for the Geographic System Based Siting and Deployment Software Program, Citywide. The contract amount shall be \$2,995,037.00. The contract term shall be from September 1, 2024 to August 31, 2026. E-PIN #: 05724S0009001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please join no later than 9:50 A.M. via Teams or Call-in by Phone: 1-646-893-7101, Access Code: 607 555 143; Teams Meeting ID: 278 024 320 628, Passcode: cBcT9C. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at: DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**YOUTH AND COMMUNITY DEVELOPMENT**

**NOTICE**

**NOTICE OF CANCELLATION**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Friday, October 4, 2024, via Phone Conference (Dial In: 646-893-7101/Access Code: 409 556 38#) commencing at 10:00 A.M. on the following:

**IN THE MATTER OF** Three (3) proposed FY23 Tax Levy Discretionary contracts between the Department of Youth and Community Development and the Contractors listed below. These contracts will provide various community and youth programming citywide.

The term of these contract shall be from July 1, 2022, to June 30, 2023, with no option to renew.

PASSPORT EPIN: 26023L1761001  
CONTRACTOR: Academy of Medical & Public Health Services, Inc.  
CONTRACTOR ADDRESS: 5306 Third Avenue, 2nd Floor  
Brooklyn, NY 11220  
CONTRACT AMOUNT: \$220,000.00

PASSPORT EPIN: 26023L0289001  
CONTRACTOR: Little Haiti BK, Inc.  
CONTRACTOR ADDRESS: 495 Flatbush Avenue, Suite 66  
Brooklyn, NY 11225  
CONTRACT AMOUNT: \$600,000.00

PASSPORT EPIN: 26023L1800001  
CONTRACTOR: New Yorkers Against Gun Violence Education Fund  
CONTRACTOR ADDRESS: 675 Third Avenue, 22nd Floor  
New York, NY 10017  
CONTRACT AMOUNT: \$120,000.00

The proposed contractors are being funded through Line-Item Appropriations or Discretionary Funds pursuant to Section 1-02 (e) of the Procurement Policy Board (PPB) Rules.

In order to access the Public Hearing or to testify, please join the public hearing conference call at the toll-free number 646-893-7101: Access Code: 409 556 38#) Friday, October 4, 2024, no later than 9:50 A.M. If you require further accommodations, please contact DYCD ACCO via email, ACCO@dycd.nyc.gov no later than three business days before the hearing date.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DYCD does not receive, by September 30, 2024, from any individual a written request to speak at this hearing, then DYCD need not conduct this hearing.

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**NOTICE OF CANCELLATION**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Friday, October 4, 2024, via Phone Conference (Dial In: 646-893-7101/Access Code: 409 556 38#) commencing at 10:00 A.M. on the following:

**IN THE MATTER OF** one (1) proposed FY22 Tax Levy Discretionary contract between the Department of Youth and Community Development and the Contractor listed below. This funding will support their emergency food program.

The term of these contract shall be from July 1, 2021, to June 30, 2022, with no option to renew.

PASSPORT EPIN: 26022L0859001  
CONTRACTOR: Jewish Institute of Queens  
CONTRACTOR ADDRESS: 60-05 Woodhaven Boulevard  
Elmhurst, NY 11373  
CONTRACT AMOUNT: \$322,400.00

The proposed contractor is being funded through Line-Item Appropriations or Discretionary Funds pursuant to Section 1-02 (e) of the Procurement Policy Board (PPB) Rules.

In order to access the Public Hearing or to testify, please join the public hearing conference call at the toll-free number 646-893-7101: Access Code: 409 556 38#) Friday October 4, 2024, no later than 9:50 A.M. If you require further accommodations, please contact DYCD ACCO via email, ACCO@dycd.nyc.gov no later than three business days before the hearing date.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DYCD does not receive, by September 30, 2024, from any individual a written request to speak at this hearing, then DYCD need not conduct this hearing.

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**NOTICE OF CANCELLATION**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Friday October 4, 2024, via Phone Conference (Dial In: 646-893-7101/Access Code: 409 556 38#) commencing at 10:00 A.M. on the following:

**IN THE MATTER OF** Thirty-Three (33) proposed FY24 Tax Levy Discretionary contracts between the Department of Youth and Community Development and the Contractors listed below are to provide various Youth and Community Development related Services citywide.

The term of these contracts shall be from July 1, 2023, to June 30, 2026, with no option to renew.

PASSPORT EPIN: 26024L0622001  
CONTRACTOR: New York Sun Inc.  
CONTRACTOR ADDRESS: 157 Columbus Avenue, Suite 432  
New York, NY 10023  
CONTRACT AMOUNT: \$834,375.00

PASSPORT EPIN: 26024L1321001  
CONTRACTOR: New Yorkers Against Gun Violence Education Fund  
CONTRACTOR ADDRESS: 675 Third Avenue, 22nd Floor  
New York, NY 10017  
CONTRACT AMOUNT: \$468,750.00

PASSPORT EPIN: 26024L0870001  
CONTRACTOR: Green Guerillas Inc.  
CONTRACTOR ADDRESS: 893 Bergen Street  
Brooklyn, NY 11238  
CONTRACT AMOUNT: \$129,375.00

PASSPORT EPIN: 26024L0482001  
CONTRACTOR: Ali Forney Center  
CONTRACTOR ADDRESS: 307 West 38th Street, 2nd Floor  
New York, NY 10018  
CONTRACT AMOUNT: \$793,125.00

PASSPORT EPIN: 26024L1305001  
CONTRACTOR: Sports Oriented Nurturing Youth Partnership Inc.  
CONTRACTOR ADDRESS: 1042 Blake Avenue  
Brooklyn, NY 11208  
CONTRACT AMOUNT: \$112,500.00

PASSPORT EPIN: 26024L1317001  
 CONTRACTOR: The Bronx Community Foundation  
 CONTRACTOR ADDRESS: 557 Grand Concourse, Suite 3, #125  
 New York, NY 10451  
 CONTRACT AMOUNT: \$337,500.00

PASSPORT EPIN: 26024L1322001  
 CONTRACTOR: The Interfaith Center of New York, Inc.  
 CONTRACTOR ADDRESS: 475 Riverside Drive, Suite 540  
 New York, NY 10115  
 CONTRACT AMOUNT: \$150,000.00

PASSPORT EPIN: 26024L1323001  
 CONTRACTOR: Telugu Literacy and Cultural Association  
 CONTRACTOR ADDRESS: 178-36 Wexford Terrace, 2A  
 Jamaica, NY 11432  
 CONTRACT AMOUNT: \$221,250.00

PASSPORT EPIN: 26024L1014001  
 CONTRACTOR: Beth Gavriel Bukharian Congregation  
 CONTRACTOR ADDRESS: 66-35 108<sup>th</sup> Street  
 Forest Hills, NY 11375  
 CONTRACT AMOUNT: \$562,500.00

PASSPORT EPIN: 26024L0848001  
 CONTRACTOR: Japanese American Social Services, Inc.  
 CONTRACTOR ADDRESS: 100 Gold Street, Lower Level  
 New York, NY 10038  
 CONTRACT AMOUNT: \$375,000.00

PASSPORT EPIN: 26024L1415001  
 CONTRACTOR: Castle Hill District Management Association  
 CONTRACTOR ADDRESS: 1239 Castle Hill Avenue  
 Bronx, NY 10462  
 CONTRACT AMOUNT: \$337,500.00

PASSPORT EPIN: 26024L0735001  
 CONTRACTOR: East Harlem Neighborhood Based Alliance  
 Corporation  
 CONTRACTOR ADDRESS: 413 East 120<sup>th</sup> Street, Room 301  
 New York, NY 10035  
 CONTRACT AMOUNT: \$371,250.00

PASSPORT EPIN: 26024L0670001  
 CONTRACTOR: The Children's Aid Society  
 CONTRACTOR ADDRESS: 117 West 124<sup>th</sup> Street, 3<sup>rd</sup> Floor  
 New York, NY 10027  
 CONTRACT AMOUNT: \$496,875.00

PASSPORT EPIN: 26024L0520001  
 CONTRACTOR: Masbia of Queens  
 CONTRACTOR ADDRESS: 105-47 65<sup>th</sup> Road  
 Forest Hills, NY 11375  
 CONTRACT AMOUNT: \$356,250.00

PASSPORT EPIN: 26024L0667001  
 CONTRACTOR: Federation of Protestant Welfare Agencies, Inc.  
 CONTRACTOR ADDRESS: 40 Broad Street, 5th Floor  
 New York, NY 10004  
 CONTRACT AMOUNT: \$750,000.00

PASSPORT EPIN: 26024L0711001  
 CONTRACTOR: PowerMyLearning, Inc.  
 CONTRACTOR ADDRESS: 228 Park Avenue South, PMB 16373  
 New York, NY 10003  
 CONTRACT AMOUNT: \$412,500.00

PASSPORT EPIN: 26024L1031001  
 CONTRACTOR: Bergen Basin Community Development Corporation  
 CONTRACTOR ADDRESS: 2331 Bergen Avenue  
 Brooklyn, NY 11234  
 CONTRACT AMOUNT: \$669,375.00

PASSPORT EPIN: 26024L0316001  
 CONTRACTOR: Literacy Partners Inc.  
 CONTRACTOR ADDRESS: 75 Maiden Lane, Suite 1102  
 New York, NY 10038  
 CONTRACT AMOUNT: \$806,250.00

PASSPORT EPIN: 26024L0485001  
 CONTRACTOR: Little Essentials  
 CONTRACTOR ADDRESS: 74 Grand Avenue, 1C  
 Brooklyn, NY 11205  
 CONTRACT AMOUNT: \$131,250.00

PASSPORT EPIN: 26024L1238001  
 CONTRACTOR: The Afrikan Poetry Theatre, Inc.  
 CONTRACTOR ADDRESS: 176-03 Jamaica Avenue  
 Jamaica, NY 11432  
 CONTRACT AMOUNT: \$318,750.00

PASSPORT EPIN: 26024L1368001  
 CONTRACTOR: Davidson Community Center, Inc.

CONTRACTOR ADDRESS: 2038 Davidson Avenue  
 Bronx, NY 10453  
 CONTRACT AMOUNT: \$150,000.00

PASSPORT EPIN: 26024L0782001  
 CONTRACTOR: Hunger Free America, Inc.  
 CONTRACTOR ADDRESS: 50 Broad Street, Suite 1103  
 New York, NY 10004  
 CONTRACT AMOUNT: \$112,500.00

PASSPORT EPIN: 26024L0736001  
 CONTRACTOR: New Testament Temple Church of God  
 CONTRACTOR ADDRESS: 3350-56 Seymour Avenue  
 Bronx, NY 10469  
 CONTRACT AMOUNT: \$187,500.00

PASSPORT EPIN: 26024L1319001  
 CONTRACTOR: New York Cares Inc.  
 CONTRACTOR ADDRESS: 65 Broadway, 19<sup>th</sup> Floor  
 New York, NY 10006  
 CONTRACT AMOUNT: \$300,000.00

PASSPORT EPIN: 26024L0743001  
 CONTRACTOR: Broadway Housing Communities, Inc.  
 CONTRACTOR ADDRESS: 898 Saint Nicholas Avenue  
 New York, NY 10032  
 CONTRACT AMOUNT: \$174,333.00

PASSPORT EPIN: 26024L1406001  
 CONTRACTOR: Caribbean Equality Project Inc.  
 CONTRACTOR ADDRESS: 109-42 124<sup>th</sup> Street  
 South Ozone Park, NY 11420  
 CONTRACT AMOUNT: \$443,670.00

PASSPORT EPIN: 26024L1349001  
 CONTRACTOR: Center for Educational Innovation  
 CONTRACTOR ADDRESS: 369 Lexington Avenue, Suite 303  
 New York, NY 10017  
 CONTRACT AMOUNT: \$431,250.00

PASSPORT EPIN: 26024L0155001  
 CONTRACTOR: Pakistani American Skilled Women Organization Inc.  
 CONTRACTOR ADDRESS: 930 Ditmas Avenue  
 Brooklyn, NY 11218  
 CONTRACT AMOUNT: \$111,562.50

PASSPORT EPIN: 26024L1397001  
 CONTRACTOR: Welcome to Chinatown Inc.  
 CONTRACTOR ADDRESS: 115 Bowery, Ground Floor  
 New York, NY 10002  
 CONTRACT AMOUNT: \$120,000.00

PASSPORT EPIN: 26024L0620001  
 CONTRACTOR: Hester Street Collaborative, Inc.  
 CONTRACTOR ADDRESS: 113 Hester Street  
 New York, NY 10002  
 CONTRACT AMOUNT: \$750,000.00

PASSPORT EPIN: 26024L0178001  
 CONTRACTOR: LAAL NYC  
 CONTRACTOR ADDRESS: 249 East Mosholu Parkway  
 Bronx, NY 10467  
 CONTRACT AMOUNT: \$243,750.00

PASSPORT EPIN: 26024L0135001  
 CONTRACTOR: NY Community Fringe Corp.  
 CONTRACTOR ADDRESS: 1760 2<sup>nd</sup> Avenue, Apt. 20F  
 New York, NY 10128  
 CONTRACT AMOUNT: \$198,750.00

PASSPORT EPIN: 26024L1084001  
 CONTRACTOR: Sesame Flyers International Inc.  
 CONTRACTOR ADDRESS: 3510 Church Avenue  
 Brooklyn, NY 11203  
 CONTRACT AMOUNT: \$326,250.00

The proposed contractors are being funded through Line-Item Appropriations or Discretionary Funds pursuant to Section 1-02 (e) of the Procurement Policy Board (PPB) Rules

In order to access the Public Hearing or to testify, please join the public hearing conference call at the toll-free number 646-893-7101: Access Code: 409 556 38#) Friday, October 4, 2024, no later than 9:50 A.M. If you require further accommodations, please contact DYCD ACCO via email, ACCO@dycd.nyc.gov no later than three business days before the hearing date.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DYCD does not receive, by September 30, 2024, from any individual a written request to speak at this hearing, then DYCD need not conduct this hearing.

## AGENCY RULES

### CAMPAIGN FINANCE BOARD

#### ■ NOTICE

#### CORRECTED NOTICE

The CFB has extended the deadline to submit written comments on the amendments to the Campaign Finance Board's rules to October 25, 2024. To submit a comment, email [Rules@nycfb.info](mailto:Rules@nycfb.info) or follow this link: <https://rules.cityofnewyork.us/rule/amendments-to-the-campaign-finance-boards-rules/>

#### Notice of Public Hearing and Opportunity to Comment on Proposed Rules

**What are we proposing?** We are proposing amendments to the Campaign Finance Board's (the "CFB") rules regarding:

- complaints,
- Conflict of Interest Board filings,
- contributions,
- disclosures,
- expenditures,
- independent expenditures,
- loans,
- public funds payments,
- registration and certification,
- statements of need,
- training, and
- transition and inauguration entities.

**When and where is the hearing?** The CFB will hold a public hearing on the proposed rules in person and online. The public hearing will take place at 1:00 p.m. on September 27, 2024, at 100 Church Street, 12<sup>th</sup> Floor, New York, New York 10007.

- To join the hearing via your internet browser, click on the following URL link: [https://us06web.zoom.us/webinar/register/WN\\_exliiAmxTba8hirB\\_UcNrg](https://us06web.zoom.us/webinar/register/WN_exliiAmxTba8hirB_UcNrg)
- Then, follow the instructions to join the meeting using Zoom in your browser or on your device.

**How do I comment on the proposed rules?** You can comment on the proposed rules by:

- **By speaking at the hearing.** Anyone who wants to comment on the proposed rules at the public hearing must sign up to speak. You can sign up before the hearing by calling Joseph Gallagher, Interim General Counsel, at (212) 409-1865. You can also sign up in the hearing room before the hearing begins. You may speak for up to three minutes. Please note that the hearing is for accepting oral testimony only and is not held in a "Question and Answer" format.
- **Website.** You can submit comments to the Board through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to [Rules@nycfb.info](mailto:Rules@nycfb.info).
- **Mail.** You can mail written comments to Joseph Gallagher, Interim General Counsel, Campaign Finance Board, Church Street Station, P.O. Box 3525, New York, NY 10008-3525.
- **Fax.** You can fax written comments to the CFB at (212) 409-1705.

**Is there a deadline to submit comments?** Comments must be submitted by October 25, 2024.

#### What if I need assistance to participate in the hearing?

Accessibility accommodations are available. If you require assistance to participate in the hearing, you must contact the Board to request a reasonable accommodation at the hearing. You can also request a reasonable accommodation by email at [Access@nycfb.info](mailto:Access@nycfb.info) or by phone at (212) 409-1800. Advance notice is required to allow sufficient time to arrange the accommodation. Please request any accommodations by September 25, 2024.

This location has the following accessibility option(s) available: Simultaneous transcription for people who are deaf or hard of hearing, audio-only access for persons with vision impairments, and sign language interpretation (upon request) are available. We also offer a remote option to watch and/or participate in the hearing.

**Can I review the comments on the proposed rules?** You can review the online comments at <http://rules.cityofnewyork.us/>. After the hearing, copies of online and written comments will be available at 100 Church, 12<sup>th</sup> Floor, New York, New York, 10007. An online recording of the hearing will be available on the Board's website.

**What authorizes the CFB to propose this rule?** Sections 1043 and 1052(a)(5), (a)(8), (a)(12), (a)(15), and (d) of the City Charter, sections 3-702(24), 3-703(1-c), 3-703(15), 3-703(16), 3-704(1), 3-705(4), 3-705(7)(a)(1), 3-706(6), 3-708(5), 3-708(8), 3-710(1), 3-710.5(1), 3-801(1), and 12-110 pursuant to 3-703(1)(m) of the Administrative Code and sections 14-118(2) and 14-130(2) of New York State Election Law authorize the Board to propose these rules and amendments.

**Was the proposed rule included in the CFB's regulatory agenda?** This proposed rule was included in the CFB's regulatory agenda for this Fiscal Year.

**Where can I find the CFB rules?** The CFB rules are in title 52 of the Rules of the City of New York at [NYC Rules](#) and the website of [American Legal Publishing Corporation](#).

#### Statement of Basis and Purpose of Proposed Rules

The Campaign Finance Board (the "CFB" or "Board") is a nonpartisan, independent City agency that empowers New Yorkers to make a greater impact in elections. The CFB administers the City's campaign finance system, overseeing and enforcing the regulations related to campaign finance and holding candidates accountable for using public funds responsibly. The CFB publishes detailed public information about money raised and spent in City elections by candidates and independent spenders, and engages and educates voters through community outreach, the Voter Guide pursuant to § 3-709.5 of the Code, and the Debate Program pursuant to § 1053 of the Charter.

The CFB is proposing amendments to its rules regarding the handling of complaints against campaigns. The CFB may use its investigative powers pursuant to § 1052(a)(5) of the Charter and §§ 3-708(5) and 3-710(1) of the Code to conduct investigations into potential violations of the Charter, the New York City Campaign Finance Act, codified in Chapter 7 of Title 3 of the Code, or the CFB's rules. The CFB is proposing amendments to clarify the way in which it will use these powers with regards to complaints about campaigns or independent spenders.

The CFB is proposing amendments to its rules regarding compliance with Conflicts of Interest Board reporting requirements. Campaigns must demonstrate compliance with § 12-110 of the Ad. Code in order to be eligible for participation in the public campaign finance system. The CFB is proposing amendments to clarify its position on the deadline for demonstrating compliance.

The CFB is proposing amendments to its rules regarding contributions. New York Election Law § 14-118(2) limits the types of financial instruments that can be used to make contributions greater than one hundred dollars. Furthermore, Charter § 1052(a)(8) and Admin. Code § 3-708(8) requires the CFB to promulgate rules for the administration of a voluntary system of public finance, which includes regulation of contributions eligible to be matched by public funds. Additionally, Admin. Code § 3-703(1-c) provides that contributions made by text message may not exceed \$99. The CFB is proposing amendments to ensure compliance with the foregoing statutes and to clarify what limitations affect the public campaign finance system's contribution matching.

The CFB is proposing amendments to its rules regarding daily pre-election disclosures. Pursuant to Admin. Code § 3-708(8), the CFB has promulgated rules regarding the periods during which campaigns must file disclosures. The CFB is proposing amendments to clarify and harmonize the application of the filing requirements.

The CFB is proposing amendments to its rules regarding expenditures. On December 13, 2023, Local Law 168 of the year 2023, which exempted certain bank and credit card fees from the expenditure limit of the public campaign finance program, went into effect. The local law is now codified as Admin. Code §§ 3-702(24) and 3-706(6). The CFB is proposing amendments to its rules regarding expenditures to conform to the Admin. Code, as required under § 3-706(6). Admin. Code § 3-703(16) requires campaigns to include a disclosure when the campaign pays for certain communications. The CFB is proposing amendments to make the rules for campaigns similar to those for independent spenders. Finally, pursuant to Admin. Code § 3-704(1), the CFB is proposing amendments to clarify its position on using campaign funds for contributions to certain charitable organizations.

The CFB is proposing amendments to its rules regarding independent expenditures. Pursuant to Charter § 1052(a)(15), the CFB has promulgated rules related to disclosure requirements for independent spenders in city elections. The CFB is proposing amendments to clarify its position on evidence of coordination between a spender and a campaign. Further, the CFB is proposing amendments to ensure that the reporting requirements capture emerging communication technologies.

The CFB is proposing amendments to its rules regarding loans. New York Election Law § 14-130(2) prohibits the use of campaign funds to pay interest on loans from the candidate or the spouse of the candidate. The CFB is proposing amendments to clarify when loan interest may be paid by campaigns.

The CFB is proposing amendments to its rules regarding public funds payments. Pursuant to Charter § 1052(a)(8) and Admin. Code § 3-708(8), the CFB must promulgate rules for the administration of a voluntary system of public finance, and pursuant to Admin. Code § 3-703, campaigns must demonstrate eligibility for public funds payments. Finally, Admin. Code § 3-705(4) requires the CFB to reconsider nonpayment determinations when a candidate petitions the CFB. The CFB proposes amendments to clarify some of the factors that might lead to a determination that a campaign is ineligible, as well as the form and timing of petitions for reconsideration of a nonpayment determination.

The CFB is proposing amendments to its rules regarding registration and certification. Pursuant to Charter § 1052(a)(8) and Admin. Code § 3-708(8), the CFB must promulgate rules for the administration of a voluntary system of public finance. The CFB is proposing amendments to clarify when a campaign must register with the CFB and to conform the language of the rule with CFB computer systems.

The CFB is proposing amendments to its rules regarding statements of need. Pursuant to Admin. Code § 3-705(7)(a)(1), certain candidates must submit a certified signed statement to demonstrate the need for additional public funds payments. The CFB is proposing rules that clarify the deadlines for the submission of these statements.

The CFB is proposing amendments to its rules regarding training. Pursuant to Admin. Code § 3-703(15), certain campaign personnel are required to attend trainings provided by the CFB. The CFB is proposing amendment to clarify when and by whom the trainings must be attended.

The CFB is proposing amendments to its rules regarding transition and inauguration entities ("TIEs"). Pursuant to Admin. Code § 3-801(1), the CFB is required to promulgate rules regarding the time and manner of registration for TIEs. The CFB is proposing amendments clarifying when TIEs must be registered.

The following is a summary of the substantive changes.

### **Summary of Proposed Rules**

#### **Complaints**

Section 12-02(c)(ii) of Title 52 of the Rules of the City of New York is amended to provide that, if a complaint is moot, facially meritless, or not in substantial compliance, the Board need not follow the procedural requirements that would otherwise apply.

#### **Conflicts of Interest Board (COIB) Filings**

Section 3-05(b) is amended to extend the deadline for proof of compliance with COIB filing requirements to 36 hours prior to the payment date on which a candidate seeks public funds.

#### **Contributions**

Section 5-03(e) is amended to clarify that contributions made with an instrument other than check, money order, cashier's check, or credit or debit card are limited to \$100. This is consistent with New York State Election Law § 14-118(2), which states: "No candidate, political committee, or agent thereof may receive from any one person an aggregate amount greater than one hundred dollars except in the form of a check, draft or other instrument payable to the candidate, political committee or treasurer and signed or endorsed by the donor; except that such a candidate, political committee or agent may receive contributions in amounts greater than one hundred dollars which are made by credit card..." Additionally, Admin. Code § 3-703(1-c) provides that contributions made by text message may not exceed \$99. Similarly, section 5-05(y) is amended to provide that contributions aggregating over \$100 from a single contributor made using any instrument other than check, credit card, or debit card are not matchable. Previously the rule stated that contributions over \$100 via cash, money order, or cashier's check were not matchable. This change creates consistency with the amended section 5-03(e) while preserving the ineligibility for matching for money order and cashier's check contributions aggregating over \$100.

Section 5-05 is amended to provide that contributions made using digital assets are not matchable. For a contribution to be matched with public funds, it is critical to verify both its true source and its true value; digital assets present a unique challenge in this regard due to their anonymity and volatility.

Section 5-05(z), providing that contributions for which a matching claim was previously withdrawn are not matchable, is repealed, as matching claims may no longer be withdrawn.

Section 5-10(b)(iv), providing the method of analyzing the source of contribution subject to the "doing business" contribution limit, is repealed, as contributions related to the "doing business" limit will no longer be assessed differently from those subject to the general contribution limit.

#### **Disclosures**

Section 6-01(h)(iii)(A) is amended to remove the daily disclosure requirement for candidates who wish to claim the primary expenditure limit but do not appear on a primary ballot. This brings the rule in line with CFB practice and out of contradiction with Rule 4-09.

#### **Expenditures**

Section 6-01 is amended to conform to Local Law No. 168 for the year 2023, which provides that credit card processing fees paid by a campaign for contributions received by the campaign and any bank fees paid by the campaign do not count against the expenditure limitation for that campaign.

Section 6-06 is amended to ensure that the candidate requirements for identification of communications are comparable to those applicable to independent spenders. As with the independent spender rules, the provision specific to text messages is deleted, because text messages are included as visual communications. Section 6-06 is further amended to require a paid for by identification on communications for which a candidate has paid an individual or entity to create, distribute, or publish favorable or unfavorable content regarding any candidate or ballot proposal.

Section 7-07(a)(ii) is amended to provide that contributions made to 501(c)(3) organizations using campaign funds will be deducted from the amount of public funds the candidate is eligible to receive, unless the contributions are made from a segregated account. Contributions to 501(c)(3) organizations are presumed to be a permissible use of campaign funds pursuant to Admin. Code § 3-702(21)(a)(1) but should be made sparingly by candidates who receive public funds.

#### **Independent Expenditures**

Section 6-04(a) is amended to add five new factors that the Board may consider in determining whether an expenditure is made independently of a campaign:

- the candidate serves or has served as a principal member or professional or managerial employee of the person or entity making the expenditure, during the same election cycle in which the expenditure is made;
- the candidate, or an individual or entity who previously worked for the candidate, has conveyed strategic, non-public information to the spender during the same election cycle in which the expenditure is made;
- the spender utilizes strategic information or data related to the candidate that either is not from a public source, or has been made publicly available by the candidate, or an individual or entity who previously worked for the candidate, in a manner which the candidate or the individual or entity knew or should have known would facilitate the spender's use of the information;
- the spender is or has been established, financed, maintained, or controlled by a member of the candidate's family; and
- a member of the candidate's family holds or held a ten percent or more ownership interest in, or holds or held a management position in, the entity making the expenditure during the election cycle in which the expenditure is made.

The addition of these factors will strengthen the Board's ability to ensure that candidates and outside parties do not coordinate in campaign spending as a means of circumventing the contribution and expenditure limits.

Sections 14-01, 14-02, and 14-04 are amended to remove the distinctions between different reporting and identification requirements based on the method by which a communication is distributed, in favor of distinctions based on the type of communication, and to expand coverage to include internet-based communications. Section 14-02 is also amended to clarify that expenditures to single vendors aggregating \$100 or greater are covered expenditures for the purposes of that section. Provisions specific to mass mailings, text

message communications, and telephone communications are deleted, as those are included as visual and audio communications, respectively. Section 14-04(a) is further amended to provide that, if it is impracticable to display a clearly readable notice in an online communication that contains a link to a location controlled by the independent spender, the communication may contain the words "Paid for by" followed by the name of the independent spender, provided that the full text of the required notice must appear at the redirected location. These changes are made to allow the CFB and independent spenders to adapt to evolving modes of technology such as text messaging, social media, and podcasts. Because it is impossible to predict all of the ways in which information will be disseminated in future election cycles, basing the requirements on type of communication rather than method of distribution creates the flexibility required to avoid obsolescence.

#### Loans

A new section 5-09(j) is added to provide that interest may not be charged on loans made to a campaign by the candidate or the candidate's spouse, consistent with New York State Election Law § 14-130(2). The section further prohibits interest payments to the candidate's domestic partner, child, grandchild, parent, grandparent, or sibling, to a spouse or domestic partner of those family members of the candidate, or to an entity in which the candidate or any of the listed family members has a 10% or greater ownership interest.

#### Public Funds Payments

Section 3-01(d) is amended to distinguish between mandatory and discretionary bases for public funds ineligibility during the pre- and post-election periods. The mandatory bases, most of which are required by the New York City Campaign Finance Act, codified in Chapter 7 of Title 3 of the Code, deem a candidate automatically ineligible to receive public funds during the applicable period, while the discretionary bases are subject to the Board's discretion. Section 3-01(d) is also amended to clarify that campaigns must timely attend both a compliance training and a campaign finance software training in order to be eligible for public funds. Finally, section 3-01(d) is amended to define the types of facts that evince spending funds, seeking endorsements, and broadly soliciting votes, all of which constitute campaign activity as defined by the Act.

Sections 7-09(a) and 8-05 are amended to provide that a petition for review of a public funds determination may be rejected if it does not state the specific grounds for reconsideration or otherwise does not comply with the procedural requirements. Section 8-05 is further amended to clarify that the deadline to file a petition is 30 days from the issuance of the final board determination, rather than the final audit report.

Additionally, section 7-09(a) is amended to clarify the deadlines applicable to pre-election petitions for review of public funds determinations. Section 7-09(d) is amended to clarify that a pre-election determination on a petition for a review of a public funds determination may only be challenged via Article 78 after the issuance of a final Board determination pursuant to Rule 10-03(c), since pre-election public funds determinations are preliminary determinations.

#### Registration and Certification

Section 2-01 is amended to require candidates to register with the Board prior to conducting financial activity and within 10 business days of filing a petition or a certificate of nomination or substitution to get on the ballot in a particular election. Section 2-01 is further amended to bring the language into conformity with the language used by candidates to register on the CFB portal.

Sections 2-02 and 2-03 are also amended to bring the language into conformity with the language used by candidates to register on the CFB portal.

#### Statements of Need

Section 7-04(a) is amended to make the statement of need deadlines for regular payments occur after those for early payments.

#### Training

Section 2-06 is amended to specify that only candidates and treasurers can fulfill CFB training requirements. Section 2-06 is further amended to lay out that when a treasurer is replaced, they must complete training within 30 days in an election year, and within 45 days in a non-election year. Finally, section 2-06 is amended to require training to be completed before the 15th business day before a payment prior to an election and for a post-election payment, prior to election day.

Section 15-05 is amended to reflect that the same requirements will apply to special election campaigns.

#### Transition and Inauguration Entities ("TIEs")

Section 13-01(b) is amended to provide that candidates who win the primary election and are unopposed in the general election may register a TIE beginning on the day after their primary results are certified or when the general election ballot is set, whichever is later.

New material is underlined.

[Deleted material is in brackets.]

#### Section 1. Section 2-01 of chapter 2 of Title 52 of the Rules of the City of New York is amended to read as follows:

##### § 2-01 [Filer] Registration.

[A candidate must submit a Filer Registration, prior to filing disclosure statements, in the form and manner required by the Board, unless such candidate has previously submitted a Certification for the same election] A candidate in a covered election must register in the form and manner required by the Board prior to conducting financial activity or within 10 business days of filing a petition or a certificate of nomination or substitution to get on the ballot in a covered election, whichever is earlier.

(a) **Not a statement of intent.** The submission of a [Filer] Registration shall not be construed as a statement of intent to join the Program.

(b) **Applicable requirements.** Because the requirements of the Act and these rules apply to financial transactions that take place before a candidate [joins the Program]registers, the Board advises candidates to begin compliance with all applicable requirements set forth in the Act and these rules prior to [joining the Program] registering.

(c) **Deadline.** A candidate must submit a complete[Filer] Registration [no later than the day that the candidate files the first disclosure statement for an election] prior to conducting financial activity and within 10 business days of filing a petition or a certificate of nomination or substitution to get on the ballot in a covered election.

(d) **Form.** The [Filer] Registration must contain any [signatures and notarizations] verifications of identity and affirmations as may be required by the Board.

(e) **Contents.** The [Filer] Registration must include:

- (i) the candidate's name, residential address information and telephone numbers, email address, and employment information;
- (ii) a sworn statement from the candidate authorizing the committee to make, on the candidate's behalf, any filings as may be required by the Board to disclose all financial activity, including that of the candidate, related to the candidate's campaign;
- (iii) the name and mailing address, and treasurer name, treasurer residential address information and telephone numbers, treasurer email address, and treasurer employment information, of every political committee authorized by the candidate that has not been terminated, and, in the case of a participant or limited participant, an indication of which such committee is the principal committee, and a sworn statement from the treasurer of such committee that the candidate has authorized the committee to aid or take part in this election;
- (iv) the name, mailing address, email address, and telephone number of any person designated by the candidate to act as liaison with the Board for each committee filing disclosure statements;
- (v) by the earlier of the candidate's first required disclosure statement filing or 15 business days following submission of the [Filer] Registration, identification of all bank accounts and other depository accounts, including merchant and payment processor accounts, into which receipts have been, or will be, deposited, and all bank accounts used for the purpose of repaying debt from a previous election; all bank accounts used for the purpose of repaying debt from a previous election; and
- (vi) the specific office to which the candidate is seeking nomination or election; and
- (vii) other information as required by the Board.

(f) **Small campaign registration.**

- (i) If neither the expected total cumulative receipts nor the expected total cumulative expenditures of a campaign, including expenditures made with the candidate's personal funds, exceeds an amount equal to the amount applicable

to qualify for the exception provided in § 14-124(4) of the New York State Election Law, the candidate may, instead of submitting a Filer Registration, submit register as a small campaign [registration form, which must contain] by submitting such information as may be required by the Board. The small campaign registration [form] must also include an affirmation stating that neither the total cumulative receipts nor the total cumulative expenditures of the campaign, including expenditures made with the candidate's personal funds, will exceed the amount applicable to qualify for the exception provided in § 14-124(4) of the New York State Election Law, and that if such amount is exceeded, beginning on or before the deadline to file the next disclosure statement, the candidate will [submit a Filer] amend the Registration and submit all subsequent required disclosure statements, which must include all prior financial activity beginning at the inception of the campaign.

(ii) A candidate who has [filed] registered as a small campaign [registration form] pursuant to this section need not submit disclosure statements. If a candidate who has [filed] registered as a small campaign [registration form] raises or spends an amount exceeding the amount necessary to qualify for the exception provided in § 14-124(4) of the New York State Election Law, the candidate must [submit a Filer] amend their Registration and submit all subsequent required disclosure statements, beginning on or before the deadline to file the next disclosure statement. The first such statement filed must include all prior financial activity beginning at the inception of the campaign.

**§ 2. Section 2-02 of chapter 2 of Title 52 of the Rules of the City of New York is amended to read as follows:**

**§ 2-02 Certification.**

To join the Program, a candidate must [submit] register as a participant by submitting a Certification online by the deadline as provided in §§ 3-703(1)(c) and 3-705(4) of the Code. A candidate may [submit a Certification, instead of the Filer Registration] register as a participant before filing disclosure statements.

**(a) Applicability.** The Certification applies to all covered elections that are held in the same calendar year or to a special election to fill a vacancy in an office covered by the Act. A candidate only needs to file one Certification for the primary and general elections. Special elections and all other elections require separate Certifications.

**(b) Deadlines.**

(i) For primary and general elections, the deadline for filing a Certification is the later of the ninth Monday preceding the primary election or the thirtieth day after a special election is held to fill a vacancy for the office sought by the candidate. To be eligible to receive an optional early public funds payment, candidates must file a Certification no less than fifteen business days before the date on which the payment is scheduled to be made.

(ii) If the Board declares an extraordinary circumstance, the deadline for filing a Certification will be the seventh day following the declaration.

**(c) Failure to timely certify.** A candidate who does not file a timely Certification is a nonparticipant.

**(d) Rescission.** A candidate who files a Certification prior to the deadline may rescind the Certification by submitting a Certification rescission form on or before the deadline or prior to receiving public funds, whichever happens first. A candidate who timely rescinds a Certification is a non-participant and may not submit an additional Certification for the same election cycle.

**(e) Form.** The Certification must contain any [signatures and notarizations] verifications of identity and affirmations required by the Board. [Certifications submitted non-electronically must contain original notarized signatures from both the candidate and the principal committee treasurer.]

**(f) Contents.** The Certification must include all [filer] registration information required by section 2-01 and such other information as required by the Board, including all information necessary to receive payment by electronic funds transfer. In the Certification, the candidate shall designate a principal committee.

**(g) Legal effect.** The candidate must comply fully with Program requirements in all elections for which the Certification is submitted, regardless of the office sought and regardless of whether the candidate: (1) meets all the requirements of law to have such candidate's name on the ballot in the election; (2) [meets the Act's threshold for eligibility for] is eligible to receive

public funds in the election; or (3) accepts public funds; or (4) is otherwise eligible to receive public funds in the election].

**§ 3. Section 2-03 of chapter 2 of Title 52 of the Rules of the City of New York is amended to read as follows:**

**§ 2-03 Amendments to [Filer] Registration [or Certification].**

(a) The candidate must notify the Board of any material change in the information required to be listed on the candidate's [Filer] registration [or Certification,] including any new information or any change to any required information, concerning any political committee, bank account, merchant or payment processor account, candidate or treasurer employment, address, telephone number, or email address, in such manner as may be provided by the Board, if such change occurs prior to the covered election or within a period of five years from the filing of a final statement showing satisfaction of all liabilities and disposition of all assets arising from the covered election, including payment of any penalties or repayment of public funds owed to the Board. Such notification must be submitted no later than the next deadline for filing a disclosure statement, or, in the case of changes that occur after the deadline for the final disclosure statement required to be filed, no later than 30 days after the date of the change.

(b) A candidate may amend the Certification with regard to the specific office sought on or before the certification deadline or prior to receiving public funds, whichever happens first.

(i) A candidate may amend the Certification with regard to the specific office sought if the Board declares an extraordinary circumstance pursuant to § 3-703(1)(c)(iii) of the Code, provided that such declaration pertains to the election for either the candidate's original office sought or the candidate's new office sought. The candidate must refund the excess portion of any contributions that exceed the limits applicable to the new office sought, raise additional funds required to meet the threshold applicable to the new office sought, and repay any amount of public funds previously received that exceeds the amount the candidate is eligible to receive for the new office sought. A candidate who fails to promptly satisfy the requirements of this paragraph may be required to repay all public funds previously received for the covered election.

(ii) Absent a declaration of an extraordinary circumstance, a candidate who amends the Certification with regard to the specific office sought after receiving public funds shall remain a participant, but shall be ineligible to receive additional public funds for the covered election and shall be required to repay all public funds previously received for that election.

(c) If the treasurer of a candidate's principal committee resigns or is removed, the Board will consider the candidate to be the treasurer of the principal committee until the candidate submits an amended [Filer] Registration [or Certification] that designates a new treasurer.

**§ 4. Section 2-06 of chapter 2 of Title 52 of the Rules of the City of New York is amended to read as follows:**

**§ 2-06 Training.** [A candidate or the candidate's representative must attend a training provided by the Board concerning compliance with the requirements of the Program and use of the disclosure software. The training must be completed on or before the final day of the 32-day pre-primary election disclosure period; provided, however, that for the candidate to be eligible to receive a public funds payment, such training must be completed on or before the final day of the 32-day pre-primary election disclosure period or the 15th business day before the payment is scheduled to be made, whichever is earlier. The individual attending the training may be the candidate, the candidate's campaign manager or treasurer, or another individual with significant managerial control over the campaign. For this section, campaign consultants are not individuals with significant control over the campaign. The training attendee must be listed on the candidate's Filer Registration or Certification.]

**(a) Campaigns must attend training as follows:**

(i) The candidate must attend a training provided by the Board concerning compliance with the requirements of the Act and Rules.

(ii) Upon registration or replacement, any treasurer must attend training concerning compliance with the requirements of the Act and Rules and use of disclosure software. If the treasurer is replaced before the election, the new treasurer must complete the training requirement.

## (b) Training must be completed:

(i) prior to an election year, the training requirement must be completed within 45 days of registration or upon replacement of a treasurer, or by the last day of the reporting period for the next disclosure statement, whichever is later;

(ii) during an election year, the training requirement must be completed within 30 days of registration or upon replacement of a treasurer, or by the last day of the reporting period for the next disclosure statement, whichever is later;

(iii) provided that for a candidate to be eligible to receive a public funds payment, such training requirements must be completed on or before the 15th business day before the payment is scheduled to be made and for a post-election payment, training must be completed prior to election day.

**§ 5. Subdivision (d) of section 3-01 of chapter 3 of Title 52 of the Rules of the City of New York is amended to read as follows:**

## (d) Basis for ineligibility determination[.]

## (i) Pre-election[.]

(A) Mandatory ineligibility. [The Board may determine that a pre-election public funds payment will] Prior to the election, public funds will not be paid to a candidate if:

[(A)](1) the candidate fails to submit a disclosure statement required by these rules;

[(B)](2) the candidate fails to provide to the Board, upon its request, documents or records required by Chapter 4 of these rules, or other information that verifies campaign activity;

[(C)](3) the difference between the candidate's reported receipts and documented receipts, or between the candidate's reported expenditures and documented expenditures, exceeds a maximum threshold percentage. The threshold percentage for each election cycle will be determined and publicized by the Board on or before July 11 in the year before the year of the election;

[(D)](4) the number of matching claims for which a candidate has failed to provide complete and accurate documentation exceeds a maximum threshold percentage of such candidate's total matching claims. The threshold percentage for each election cycle will be determined and publicized by the Board on or before July 11 in the year before the year of the election;

[(E)](5) the number of contributions for which a candidate has failed to report employer information as required by section 4-05(c)(ii)(A) exceeds a maximum threshold percentage of the total number of contributions exceeding \$99 received by such candidate. The threshold percentage for each election cycle will be determined and publicized by the Board on or before July 11 in the year before the year of the election; or

[(F)](6) Either the candidate or [such candidate's representative] treasurer fails to attend a compliance training or a campaign finance software training by the deadline provided in section 2-06(b)[.] ; or]\_.

[(G)](B) Discretionary ineligibility. Prior to the election, the Board may determine that public funds will not be paid to a candidate if there is reason to believe that the candidate has committed a violation of the Act or these rules not otherwise enumerated in paragraph (ii) of this subdivision, and which is not a basis for withholding pursuant to section 7-06.

## (ii) Pre-election or post-election[.]

(A) Mandatory ineligibility. [The Board may determine that neither] Neither a pre-election nor a post-election public funds payment shall be paid to a candidate if:

[(A)](1) the candidate has failed to meet one of the eligibility criteria of the Act or these rules;

[(B)](2) the candidate is required to repay public funds previously received, as described in sections 9-01 and 9-02, or the candidate has failed to pay any outstanding claim of the Board for the payment of civil penalties or the repayment of public funds against such candidate or such candidate's authorized committee or an authorized committee of such candidate from a prior covered election, provided that the candidate has received written notice of the potential payment obligation and potential ineligibility determination 90 days in advance of the [certification deadline for the current

covered election] first payment for the election and an opportunity to present reasons for such candidate's eligibility for public funds to the Board;

[(C)](3) previous public funds payments to the candidate for the election equal the maximum permitted by the Act;

[(D)](4) the candidate fails to demonstrate compliance with § 12-110 of the Code, as required pursuant to § 3-703(1)(m) of the Code and section 3-05;

[(E)](5) the candidate fails to demonstrate compliance with the training requirement of § 3-703(15) of the Code and Sections 2-06 or 15-05 of these rules;

(6) the candidate endorses or publicly supports such candidate's opponent for election pursuant to § 3-705(9) of the Code;

[(F)](7) the candidate loses in the primary election but remains on the ballot for the general election and fails to certify and demonstrate to the Board, as required by § 3-705(10) of the Code, that such candidate will actively campaign for office in the general election, provided that such certification must be complete on or before the 32-day pre-general election disclosure statement deadline; or the candidate certifies and demonstrates to the Board that such candidate will actively campaign for office in the general election but thereafter fails to engage in campaign activity that shall include but not be limited to[, raising and spending funds, and broadly soliciting votes];

(I) Raising and spending funds. The candidate is required to demonstrate an aggregate of three times the participant contribution limit for the office sought in funds raised or spent by such candidate's authorized committee in the disclosure following the certification of the primary election.

(II) Seeking endorsements. Evidence of seeking or obtaining endorsements must relate specifically to the general election campaign.

(III) Broadly soliciting votes. Evidence of broadly soliciting votes must consist of links to a campaign website and any campaign social media sites that have been updated to reflect the ballot line the candidate is running on in the general election; and campaign literature, documentation of campaign events or fundraisers held by the candidate, or other advertising soliciting support of the candidate specifically for the general election and listing the ballot line on which the candidate is running in the general election.

[(G)](8) the candidate has exceeded the applicable expenditure limits provided in § 3-706 of the Code;

[(H)](9) the candidate has been found by the Board, in the course of Program participation, to have committed fraud or material misrepresentation or to be in breach of certification pursuant to section 3-01(e)[.] ; or]\_.

[(I)] (B) Discretionary ineligibility. The Board may determine that neither a pre-election nor post-election public funds payment will be paid to a candidate if there is reason to believe that, in the course of Program participation, the candidate has engaged in conduct detrimental to the Program that is in violation of any other applicable law.

**§ 6. Paragraph (b) of section 3-05 of chapter 3 of Title 52 of the Rules of the City of New York is amended to read as follows.**

(b) Due dates. [A candidate may submit proof of compliance to the Board. Proof is timely if it is submitted to the Board on or before the deadline to file a Certification for the covered election, except as provided by subdivision (a)] A candidate must demonstrate compliance with the requirements of subdivision (a) of this section 3 days prior to the next payment date. Failure to demonstrate compliance may result in a delay of any payment by the Board.

**§ 7. Subdivision (e) of section 5-03 of chapter 5 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(e) [Cash contributions] Contributions in excess of \$100. A candidate may not accept [cash receipts] contributions aggregating in excess of \$100 from a single source except by check, money order, cashier's check, or credit or debit card.



**§ 8. Subdivision (y) of section 5-05 of chapter 5 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(y) [Cash, money order, or cashier's check] Certain contributions exceeding \$100. [Cash, money order, or cashier's check contributions] Contributions from any one contributor that are greater than \$100 in the aggregate and are made by any instrument other than check, credit card, or debit card.

**§ 9. Section 5-05 of chapter 5 of title 52 of the rules of the city of New York is amended by deleting subdivision (z) and relettering subdivisions (aa) and (bb), as follows:**

(z) [Withdrawn matching claims. Contributions for which a matching claim was previously withdrawn by the candidate.

(aa) **Non-matchable contributions.** Contributions that are otherwise not matchable contributions within the meaning of the Act.

**[(bb)] (aa) Contributions made by digital assets.** Digital assets, such as cryptocurrencies or non-fungible tokens based upon blockchain or similar software.

**(bb) Additional factors.** In addition, the Board will consider the following factors in determining whether matchable contribution claims are invalid and in projecting a rate of invalid matchable contribution claims:

- (i) any information that suggests that a contribution has not been processed or reported in accordance with Program requirements;
- (ii) any other information that suggests that matchable contribution claims may be invalid; and
- (iii) calculation errors in totals reported.

**§ 10. Section 5-09 of chapter 5 of Title 52 of the Rules of the City of New York is amended by adding a new subdivision (j), to read as follows:**

**(j) Interest.** A candidate's committee shall not pay interest or other finance charges on a loan made from the personal funds of the candidate, from the personal funds of a spouse, domestic partner, child, grandchild, parent, grandparent, or sibling of the candidate or spouse or domestic partner of such child, grandchild, parent, grandparent, or sibling, or from an entity in which the candidate or any such person has a 10% or greater ownership interest.

**§ 11. Paragraphs (iv) and (v) of subdivision (b) of section 5-10 of chapter 5 of Title 52 of the Rules of the City of New York are amended to read as follows:**

(iv) [Attributing single source "doing business" contributions. If a candidate accepts multiple contributions from a single source consisting of at least one contribution from an individual having business dealings with the city and one or more contributions from an entity established, maintained, or controlled by that individual, the limit applicable to persons having business dealings with the city shall apply.

(v) Burden is on the candidate. If multiple contributions appear to be from a single source in excess of the contribution limit, the candidate has the burden of demonstrating that they are from different sources. Candidates must review the relationship between contributors who appear to constitute a single source before accepting and depositing contributions.

**§ 12. Subparagraph (A) of paragraph (iii) of subdivision (h) of section 6-01 of chapter 6 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(A) If there is a contested or write-in primary election in any party for an office, every participant or limited participant seeking that office, regardless of whether the participant or limited participant is in the primary election, may make expenditures subject to the primary election expenditure limit of § 3-706(1) of the Code, provided the participant or limited participant files the two pre-primary and 10 day post-primary election disclosure statements [and daily disclosures] pursuant to sections 4-05(b) (ii)(B)[,] and (C) [, and 4-06] in a timely manner. In this case, the general election expenditure limit will first apply after the date of the primary election.

**§ 13. Subparagraph (D) of paragraph (i) of subdivision (i) of section 6-01 of chapter 6 of Title 52 of the Rules of the City of New York is amended, and new subparagraphs (E) and (F) are added, to read as follows:**

(D) expenditures for childcare services made pursuant to § 3-702(21)(a)(13) of the Code for an aggregate amount of \$20,000 or less;

(E) expenses for credit card processing fees paid by a campaign for contributions received by the campaign; and

(F) expenses for fees charged by a banking or financial institution on demand deposit account holders for regular use or maintenance of an account, including check fees, monthly fees, overdraft fees, and wire fees.

**§ 14. Subdivision (a) of section 6-04 of chapter 6 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(a) Factors for determining independence. In determining whether an expenditure is independent, the Board may consider whether any of the factors from the following non-exhaustive list apply:

- (i) [whether]the person or entity making the expenditure is also an agent of [a] the candidate;
- (ii) [whether any] a person authorized to accept receipts or make expenditures for the person or entity making the expenditure is also an agent of [a] the candidate;
- (iii) [whether a] the candidate has authorized, requested, suggested, fostered, or otherwise cooperated in any way in the formation or operation of the person or entity making the expenditure;
- (iv) [whether] the person or entity making the expenditure has been established, financed, maintained, or controlled by any of the same persons or entities as those that have established, financed, maintained, or controlled a political committee authorized by the candidate;
- (v) [whether] the candidate shares or rents space for a campaign-related purpose with or from the person or entity making the expenditure;
- (vi) [whether] the candidate has solicited or collected funds on behalf of the person or entity making the expenditure, during the same election cycle in which the expenditure is made;
- (vii) [whether] the candidate, or any public or private office held or entity controlled by the candidate, including any governmental agency, division, or office, has retained the professional services of the person making the expenditure, or a principal member of the entity making the expenditure, or an individual or entity who has been previously compensated, reimbursed, or retained as a consultant; political, media, or fundraising advisor, employee, vendor, or contractor by the entity making the expenditure, during the same election cycle in which the expenditure is made; [and]
- (viii) [whether] the candidate serves or has served as a principal member or professional or managerial employee of the entity making the expenditure, or as a professional or managerial employee of the person making the expenditure, during the same election cycle in which the expenditure is made;
- (ix) the candidate and the person or entity making the expenditure have each consulted or otherwise been in communication with the same third party or parties, if the candidate knew or should have known that the candidate's communication or relationship to the third party or parties would inform or result in expenditures to benefit the candidate;
- (x) the candidate, or an individual or entity who has been previously compensated, reimbursed, or retained by the candidate as a consultant; political, media, or fundraising advisor; employee; vendor; or contractor, has conveyed strategic information not obtained from a publicly available source to the person or entity making the expenditure or its agent, during the same election cycle in which the expenditure is made, provided that, for purposes of this subdivision, information shall be deemed strategic if it relates to the candidate's or an opponent's electoral campaign plans, projects, or activities;
- (xi) the person or entity making the expenditure has utilized strategic information or data that either (A) is not from a publicly available source or otherwise available by subscription, or (B) has been made publicly available by the candidate, or an individual or entity who has been previously compensated, reimbursed, or retained by the candidate as a consultant; political, media, or fundraising advisor; employee; vendor; or contractor, in a manner which the candidate or such individual or entity knew or should have known would facilitate such utilization;
- (xii) the person or entity making the expenditure is, or has been established, financed, maintained, or controlled by, the candidate's spouse, domestic partner, child, grandchild, parent, grandparent, aunt, uncle, or sibling, or the spouse, domestic partner, or child of such child, grandchild, parent, grandparent, aunt, uncle, or sibling; or
- (xiii) the expenditure is made by an entity in which the candidate, or the candidate's spouse, domestic partner, child, grandchild, parent, grandparent, aunt, uncle, or sibling, or the

spouse, domestic partner, or child of such child, grandchild, parent, grandparent, aunt, uncle, or sibling, holds or has held an ownership interest of ten percent or more or a management position, including, but not limited to, being an officer, director, or trustee, during the same election cycle in which the expenditure is made.

**§ 15. Subdivision (a) of section 6-06 of chapter 6 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(a) **“Paid for by.”** When a candidate makes expenditures for any literature, advertisement, or other communication, including by paying an individual or entity to create, publish, or distribute favorable or unfavorable content about a candidate or ballot measure, the communication must include the words “paid for by” followed by the first and last name of the candidate or the name of the authorized committee that made the expenditures; provided that, if the name of the committee does not include the first or last name of the candidate, the words “paid for by” must be followed by the first and last name of the candidate, either instead of or in addition to the name of the committee.

**§ 16. Subdivision (c) of section 6-06 of chapter 6 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(c) Form. The identification required by subdivision (a) or (b) of this section must be in the following form:

(i) **Visual communications.** For [printed material] a visual non-video communication [, an internet text advertisement, or a website] in any medium, the identification must be written in a font of conspicuous size and style and contained in a box within the borders of the communication.

(ii) **Video communications.** For [an audio] a video communication [broadcast on radio or over the internet] in any medium, the identification must be clearly spoken at the beginning or end of the communication and, simultaneous with the spoken disclosure, written in a font of conspicuous size and style contained in a box within the borders of the communication.

(iii) **Audio communications.** For [a video] an audio communication [broadcast by television, satellite, cable, internet, or similar] in any medium, including automated telephone calls, the identification must be clearly spoken at the beginning or end of the communication [and, simultaneous with the spoken disclosure, written in a font of conspicuous size and style contained in a box within the borders of the communication].

(iv) For a non-automated telephone communication, the identification must be clearly spoken at the beginning or end of the communication. If the identification is spoken at the end of the communication, the name of the candidate must also be clearly spoken at the beginning of the call.

[v] For a text message communication, the identification must be written at the beginning or end of the communication. If the identification is written at the end of the communication, the name of the candidate must also be clearly written at the beginning of the communication.]

**§ 17. Subdivision (a) of section 7-04 of chapter 7 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(a) A candidate shall not be eligible to receive more than one quarter of the applicable maximum pursuant to § 3-705(2)(b) of the Code unless the Board determines that one of the conditions set forth in § 3-705(7)(a)(2) or (3) of the Code is satisfied, or the candidate submits a certified signed statement attesting to the need for additional public funds and demonstrating that at least one of the conditions set forth in § 3-705(7)(a)(1) of the Code is satisfied. The statement must be filed with the Board no later than the due date of the applicable disclosure statements or fifteen business days prior to the payment date, whichever is later [as follows], except that, if the basis for filing the statement arises after the due date, and no basis existed prior to such due date, then the statement shall be due by the deadline for the disclosure statement immediately preceding the next date on which a public funds payment is scheduled to be made:

(i) Candidates in the primary election must file the statement of need no later than the due date of the 32-day pre-primary election disclosure statement.

(ii) Candidates in the general election must file the statement of need no later than the due date of the 32-day pre-general election disclosure statement.

**§ 18. Subparagraphs (E) and (F) of paragraph (ii) of subdivision (a) of section 7-07 of chapter 7 of Title 52 of the Rules of the City of New York are amended, and a new subparagraph (G) is added, to read as follows:**

(E) loans to or spending for political party committees and political clubs that are not reimbursed within 30 days or by the date of the election, whichever is earlier; provided that if the candidate demonstrates that the expenditure was for a tangible item that directly promotes the candidate's election, such as an advertisement in a fundraising journal, this subparagraph shall not apply to the fair market value of that item; [and]

(F) expenditures made for the purpose of furthering the candidate's selection as Speaker of the City Council; and

(G) contributions to charitable organizations designated as 501(c)(3) organizations pursuant to the Internal Revenue Code.

**§ 19. Section 7-09 of chapter 7 of Title 52 of the Rules of the City of New York is amended to read as follows:**

**§ 7-09 Petitions for review.**

(a) After the Board provides a [candidate] written determination to a candidate specifying the basis for payment or non-payment of public funds prior to the election, the candidate may petition the Board in writing for reconsideration of such determination. Such petition must state [the] one or more specific grounds for reconsideration and must also include either a request to appear before the Board concerning the petition or a statement that the candidate waives such candidate's right to appear. [The Board shall review the determination that is the subject of the petition within five business days of the filing of such petition. If the Board is unable to convene within five business days, the Board may delegate to the Chair of the Board or the Chair's designee authority to make a determination regarding the petition.]

(b) To be considered by the Board, a petition for review of a pre-election payment or non-payment determination must not include any documentation or factual information not submitted to the Board prior to the determination under review, unless the participating candidate can demonstrate good cause for the previous failure to submit such documentation or information and for any failure to communicate on a timely basis with the Board.

(c) If a petition is moot, facially meritless, or not in substantial compliance with the requirements of this section, it may be rejected, and the candidate will be deemed to have waived the right to appear before the Board. If the petition is not rejected, the Board will review the determination that is the subject of the petition within five business days of the filing of such petition.

**(i) Candidates who waive the right to appear before the Board.** If the Board is unable to convene within five business days of receipt of the petition, or if the petition is filed less than three business days prior to the next scheduled Board meeting, then the Board may delegate to the Chair of the Board or the Chair's designee authority to make a determination regarding the petition.

**(ii) Candidates who exercise the right to appear before the Board**

(A) If the Board is unable to convene within five business days of receipt of the petition, the candidate may appear at the next scheduled Board meeting.

(B) If the petition is filed less than three business days prior to the next scheduled Board meeting, the Board may make a determination regarding the petition at a subsequent Board meeting occurring no later than the next scheduled public funds payment date.

(d) The Board [shall] will timely issue a written determination on the subject of the petition. If the petition is denied or rejected, the determination shall inform the candidate of the right to appeal [such determination] pursuant to Article 78 of the Civil Practice Law and Rules.

**§ 20. Subdivisions (b) and (c) of section 8-05 of chapter 8 of Title 52 of the Rules of the City of New York are amended to read as follows:**

(b) A petition for review of a post-election payment determination must be submitted within 30 days of the candidate's final audit report or final board determination, whichever is earlier, and must include:

(i) a statement of [the] one or more specific grounds for reconsideration;

(ii) information or documentation that was unavailable to the Board previously and is material to such determination;

(iii) a showing that the candidate had good cause for the previous failure to provide such information or documentation; and

(iv) either a request to appear before the Board concerning the petition or a statement that the candidate waives such candidate's right to appear.

(c) [The] If a petition is moot, facially meritless, or not in substantial compliance with the requirements of this section, it may be rejected, and the candidate will be deemed to have waived the right to appear before the Board. If the petition is not rejected, the Board [shall] will timely issue a written determination on the subject of the petition. If the petition is denied, the determination [shall] will inform the candidate of the right to appeal such determination pursuant to Article 78 of the Civil Practice Law and Rules.

**§ 21. Paragraph (ii) of subdivision (c) of section 12-02 of chapter 12 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(ii) Deficient complaints.

[ (A) If the complaint is moot, facially meritless, or not in substantial compliance, it may be rejected, and the complainant so notified.

[ (B) If the complaint is not in substantial compliance, the] The Board may investigate the subject matter of the complaint, but need not follow the procedural requirements of this chapter.

**§ 22. Subdivision (b) of section 13-01 of chapter 13 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(b) The registration may be submitted at any time between the day after the general election and the due date of the first disclosure statement following the date of the candidate's election, at such time as the form is made available by the Board; provided, however, that a candidate who wins the primary election and is unopposed on the ballot in the general election may register a TIE beginning on the day after the date on which the results of such primary election are certified by the Board of Elections or when the general election ballot is set, whichever is later.

**§ 23. The definitions of "electioneering communication" and "express advocacy communication" set forth in section 14-01 of chapter 14 of Title 52 of the Rules of the City of New York are amended, and the definitions of "mass mailing," "telephone communication," and "text message communication" are deleted, to read as follows:**

"Electioneering communication" means a communication that: (1) is disseminated by radio, television, cable, internet, mail, or satellite [broadcast] transmission[,]; or is a paid advertisement[,]; or is a [mass mailing] communication that is delivered or served in any medium to specific individuals if 500 or more messages of a substantially similar nature are transmitted within any 30-day period; (2) is disseminated within 60 days of a covered primary, general, or special election; and (3) refers to one or more clearly identified ballot proposals or candidates for a covered election. Electioneering communication does not include a candidate-related communication made by an organization operating and remaining in good standing under § 501(c)(3) of the Internal Revenue Code of 1986.

"Express advocacy communication" means a communication disseminated in any written, audio, or video format that contains a phrase including, but not limited to, "vote for," "re-elect," "support," "cast your ballot for," "[Candidate]" or "[elected office]," "vote against," "defeat," "reject," or "sign the petition for," or a campaign slogan or words that in context and with limited reference to external events, such as the proximity to the election, can have no reasonable meaning other than to advocate the election, passage, or defeat of one or more clearly identified ballot proposals or candidates in a covered election [, and is disseminated by: (1) radio, television, cable, or satellite broadcast; (2) telephone communication; (3) mass mailing; (4) other printed material; or (5) any other form of paid electoral advertising. Paid electoral advertising shall not include communications over the internet, except for: (1) communications placed for a fee on another individual or entity's website; or (2) websites formed primarily for, or whose primary purpose is, the election, passage, or defeat of a candidate in a covered election or of a ballot proposal] and is (1) broadcast or (2) delivered or served to specific individuals if 500 or more messages of a substantially similar nature are transmitted within any 30-day period.

["Mass mailing" means a mailing by United States mail, common carrier, or facsimile of more than 500 pieces of mail matter of an identical or substantially similar nature within any 30-day period.]

["Telephone communication" means 500 or more telephone calls, whether live or recorded, of an identical or substantially similar nature within any 30-day period.]

["Text message communication" means 500 or more text messages of an identical or substantially similar nature sent within any 30-day period.]

**§ 24. Paragraph (i) of subdivision (b) of section 14-02 of chapter 14 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(i) When an independent spender makes covered expenditures aggregating \$1,000 or more during an election cycle for communications that refer to a specific candidate or ballot proposal, it must report these communications and each future communication associated with an expenditure of \$100 or more that refers to that candidate or ballot proposal. [Expenditures] Aggregate expenditures to a single vendor of less than \$100 shall not be covered expenditures for the purposes of this subdivision. Each communication must be disclosed in the reporting period in which it is first published, aired, or otherwise distributed, except that no communication is required to be disclosed before the \$1,000 threshold has been reached. For each communication, the independent spender must provide:

(A) The type of communication;

(B) Its distribution date;

(C) The names of the candidates and/or ballot proposals referred to in the communication;

(D) For a [printed] visual communication, an electronic or paper copy of the communication as it was distributed to the public;

(E) For [a broadcast or internet] an audio or video communication, [an audio, video, or source file] a copy of the communication as it was distributed to the public, except that for a live telephone call or [if a source file is not available for] an audio communication of which a recording is not available, [then] a script will be accepted; [and]

(F) For any communication containing a website link, the URL and an image of the link destination; and

(G) Such other similar information as the Board may require.

**§ 25. Subdivision (a) of section 14-04 of chapter 14 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(a) Independent spender identification. When an independent spender makes covered expenditures of \$100 or more aggregating \$1,000 or more during an election cycle, the communication associated with the expenditure that meets the \$1,000 threshold and all subsequent communications, regardless of dollar value, must include:

(i) [Printed material] Visual communications. For [printed material] a visual, non-video communication in any medium, the words "Paid for by" must appear, followed by [(i)] (A) the name of the independent spender; [(ii)] (B) if the spender is an entity: [(A)] (1) the name of any individual or entity that owns or controls more than 50% of the independent spender, [(B)] (2) the name of the independent spender's chief executive officer or equivalent, if any, and [(C)] (3) the independent spender's top donors as described in subdivision (b) of this section; and [(iii)] (C) the words "Not expressly or otherwise authorized or requested by any candidate or the candidate's committee or agent. More information at [nyc.gov/FollowTheMoney](http://nyc.gov/FollowTheMoney)". Such words must appear in a conspicuous size and style and must be enclosed in a box within the borders of the communication.

(ii) [Television, internet video, other video] Video communications. For [television, internet videos, or other types of] a video [communications] communication in any medium, the words "Paid for by" followed by the name of the independent spender must be clearly spoken at the beginning or end of the communication in a pitch and tone substantially similar to the rest of the communication. Additionally, simultaneous with the spoken disclosure, in a conspicuous size and style and enclosed in a box, the words "Paid for by" must appear followed by: [(i)] (A) the name of the independent spender; [(ii)] (B) if the spender is an entity, the spender's top donors as described in subdivision (b) of this section; and [(iii)] (C) the words "Not expressly or otherwise authorized or requested by any candidate or the candidate's committee or agent. More information at [nyc.gov/FollowTheMoney](http://nyc.gov/FollowTheMoney)".

(iii) [Radio, internet audio, automated telephone calls] Audio communications. For an audio communication in any medium, including [radio, internet audio, or] automated telephone calls, the words "Paid for by" followed by [(i)] (A) the name of the independent spender; [(ii)] (B) if the spender is an entity, the spender's top donors as described in subdivision (b) of this section; and [(iii)] (C) the words "Not expressly or otherwise authorized or requested by any candidate or the candidate's committee or agent. More information at [nyc.gov/FollowTheMoney](http://nyc.gov/FollowTheMoney)", must be clearly spoken at the end of the communication in a pitch and tone substantially similar to the rest of the communication. For [radio and internet] audio communications of 30 seconds in duration or shorter, except for telephone calls, subparagraph [(ii)] (B) of this paragraph may be omitted.

(iv) Non-automated telephone calls longer than 10 seconds. For non-automated telephone calls lasting longer than 10 seconds, the words "This call is paid for by" followed by the name of the independent spender and the words "Not expressly or otherwise authorized or requested by any candidate or the candidate's committee or agent. More information is available at nyc.gov/FollowTheMoney" must be clearly spoken during the call in a pitch and tone substantially similar to the rest of the call.

(v) [Text message communications. For text message communications, the words "Paid for by" must appear, followed by: (i) the name of the independent spender; and (ii) the words "Not authorized or requested by any candidate, their committee, or agent. More information at nyc.gov/FollowTheMoney." Such words must be written at the beginning or end of the communication.] Impracticability. If it is impracticable to display a clearly readable notice in an online communication that contains a link to a location controlled by the independent spender, the communication may contain the words "Paid for by" followed by the name of the independent spender, provided that the full text of the required notice must appear at the redirected location.

**§ 26. Subparagraph (A) of paragraph (ii) of subdivision (b) of section 14-04 of chapter 14 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(A) [Printed] Written identification shall be the words "Top Three Donors" followed by the names of such donors;

**§ 27. Subdivision (d) of section 14-04 of chapter 14 of Title 52 of the Rules of the City of New York is amended to read as follows:**

(d) **Modification.** The requirements of this section may be modified by the Board concerning items upon which [disclosures cannot be reasonably printed] identification would be impracticable, pursuant to § 1052(a)(15)(c)(i) of the Charter or any other items whose disclosures are not otherwise provided for in § 1052(a)(15)(c) of the Charter.

**§ 28. Section 15-05 of chapter 15 of Title 52 of the Rules of the City of New York are amended to read as follows:**

**§ 15-05 Training.** [A candidate in a special election, or such candidate's representative, must attend a compliance training session designed specifically for such election. Such training must be completed on or before the financial disclosure cut-off date of the 11-day pre-election disclosure statement.]

(a) Candidates and treasurers must complete training in accordance with Rule 2-06(a).

(b) For any candidate to be eligible to receive a public funds payment, such training must be completed on or before the 15th business day before the payment is scheduled to be made, or for a post-election payment, by the last day of the reporting period of the January semi-annual disclosure statement in the year following the election.

**NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL**

**100 CHURCH STREET NEW YORK, NY 10007 212-356-4028**

**CERTIFICATION PURSUANT TO CHARTER §1043(d)**

**RULE TITLE:** 2024 Campaign Finance Board Rule Amendments  
**REFERENCE NUMBER:** 2024 RG 036

**RULEMAKING AGENCY:** Campaign Finance Board

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: July 26, 2024

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS 253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007 212-788-1400**

**CERTIFICATION / ANALYSIS PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** 2024 Campaign Finance Board Rule Amendments  
**REFERENCE NUMBER:** CFB-15

**RULEMAKING AGENCY:** Campaign Finance Board

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro July 26, 2024

Mayor's Office of Operations

Date

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**ENVIRONMENTAL PROTECTION**

**■ NOTICE**

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Department of Environmental Protection ("Department" or "DEP") is proposing to amend its rules governing house/site connections to the sewer system.

**When and where is the hearing?** The Department will hold a public hearing on the proposed rule amendments. The public hearing will take place at 11 am on October 31, 2024. To participate in the public hearing, please follow these instructions:

**Microsoft Teams**

**Join the meeting now**

Meeting ID: 213 750 899 344

Passcode: DyyhBG

Dial in by phone

+1 347-921-5612,,261580815#

Phone conference ID: 261 580 815#

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the Department through the NYC rules web site at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to [nycrules@dep.nyc.gov](mailto:nycrules@dep.nyc.gov).
- **Mail.** You can mail written comments to the Department, Bureau of Legal Affairs, 59-17 Junction Boulevard, 19<sup>th</sup> Floor, Flushing, NY 11373.
- **Fax.** You can fax written comments to the Department, Bureau of Legal Affairs, at 718-595-6543.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling 718-595-6531. You can speak for up to three minutes. Please note that the hearing is for accepting oral testimony only and is not held in a "Question and Answer" format.

**Is there a deadline to submit written comments?** Yes, you must submit written comments by October 31, 2024.

**What if I need assistance to participate in the hearing?** You must tell the Department's Bureau of Legal Affairs if you need a reasonable accommodation of a disability at the hearing. You must tell

us if you need a sign language interpreter. You can tell us by postal mail or email to the addresses given above. You may also tell us by telephone at 718-595-6531. You must tell us by October 24, 2024.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Bureau of Legal Affairs.

**What authorizes the Department to make these rules?** Section 1043(a) of the New York City Charter ("City Charter") and section 24-523(e) of the Administrative Code of the City of New York authorize the Department to make these proposed rules which were included in the Department's regulatory agenda for fiscal year 2024.

**Where can I find the Department's rules?** The Department's rules are in Title 15 of the Rules of the City of New York.

**What laws govern the rulemaking process?** The Department must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

### Statement of Basis and Purpose

The New York City Department of Environmental Protection (DEP or Department) proposes to amend its rules governing house/site connections to the sewer system (Chapter 31 of Title 15 of the Rules of the City of New York (RCNY)) to clarify certain standards for installation of sewer connections.

Section 1403(b-1) of the Charter of the City of New York provides that the Commissioner of Environmental Protection ("Commissioner") shall have charge and control over the location, construction, alteration, repair, maintenance and operation of all sewers including intercepting sewers and sewage disposal plants, and of all matters in the several boroughs relating to public sewers and drainage, and shall initiate and make all plans for drainage and shall have charge of all public and private sewers in accordance with such plans; and shall have charge of the management, care and maintenance of sewer and drainage systems therein." Title 24 of the Administrative Code of the city of New York, Chapter 5-Section 24-508 and 24-509 establishes that the DEP commissioner develops the rules related to the connections made to private and public sewers and drains.

The proposed amendments to Chapter 31 would add explicit connection configurations where none were defined previously, reconfigure how certain larger connections connect to sewers, prevent the creation of unnecessary structures in DEP facilities, and clarify certain rules currently enforced in accordance with standard practices.

The proposed amendments to §31-01 Applicability and Scope would add definitions for "bell," "protrusion" and "section."

The proposed amendments to §31-02 Sewer Availability Certification would:

- Clarify that for any site connection proposals where an existing, functional, connection is reused, that connection must be the minimum connection size as appropriate for the borough.
- Clarify that connections may not be larger than the sewers to which they are proposed to connect.
- Specify the assets that are available for sewer connections.
- Clarify that when a specific sewer connection is infeasible, the sewer is not available at that location.
- Clarify that DEP must make the determination about the connection feasibility.
- Specify that sanitary sewers within specific distances from properties are available for connection.

The proposed amendments to §31-04 Standards for Installation of Sewer Connections would clarify that connections may be reused for any property, not just those for site connection proposals for a 1-, 2-, or 3-family dwelling.

The proposed amendments to §31-05 Standards for Installation of Sewer Connections would:

- Clarify the general requirement that no connection to the sewer will result in any protrusion beyond the internal wall of the sewer.
- Specify the appropriate connection method for six (6) inch connections to six (6) inch sewers and eight (8) inch connections to ten (10) inch sewers, as the appropriate connection size had not previously been defined in the rules.
- Reconfigure when core drill-in connections are allowed to be made to sewers of varying sizes in order to allow for core drill-in connections where currently a manhole connection is required.

- Clarify that connections that are proposed to be larger than 16" require a chamber to be built on the sewer in accordance with DEP standards.
- Prohibit the building of new manholes on DEP sewers in close proximity to (i.e., within fifty (50) feet of) an existing manhole, except in extraordinary circumstances.

The proposed amendments to §31-07 Inspections clarify standards for approval of sewer connection work.

Material being deleted is shown below in [brackets] and material being added 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. Section 31-01(b) of chapter 31 of Title 15 of the Rules of the City of New York is amended by adding new definitions of "bell," "protrusion" and "section," in alphabetical order, to read as follows:

**Bell.** "Bell" means the end of the pipe, which is larger than the rest of the pipe.

**Protrusion.** "Protrusion" means an extension of the sewer connection beyond the inner wall of the sewer.

**Section.** "Section" means the area of sewer pipe from existing bell to bell.

§ 2. Paragraph (6) of subdivision (b) of section 31-02 of chapter 31 of Title 15 of the Rules of the City of New York is amended to read as follows:

(6) All existing and proposed sewer connections shall be shown on the site plan and supporting documents. The minimum size of pipe for proposed or reused connections to the sewer system shall be an eight (8) inch pipe in the Borough of Manhattan and a six (6) inch pipe in all other Boroughs. The diameter of a sewer service connection may never be larger than the diameter of the sewer to which it is connecting.

§ 3. Section 31-02 of Chapter 31 of Title 15 of the Rules of the City of New York is amended by adding a new subdivision (c), to read as follows:

(c) (1) System Availability: The Department will determine the sewer availability based on the following requirements. The Department shall determine that connection is feasible if:

1. the sewer is considered a Department asset;
2. the sewer is of adequate capacity to receive all sewage flowing from the tributary area;
3. the sewer is in adequate physical condition to receive such flow;
4. no physical obstacles exist, between the boundaries of the lot or tract of land on which the building is located and the sewer, which would make connection to the sewer impracticable;
5. the sewer is located in the same drainage area as all or most of the lot or tract of land on which the building is located; and
6. no other factor reasonably related to the conveyance of flow from the building to the sewer would make such connection impracticable or undesirable as a proper means of sewage disposal.

(2) Sanitary flow: A public sanitary sewer or combined sewer for the purpose of conveying sewage, shall be deemed available to a one, two and three family dwelling, if a property line of such dwelling is within one hundred feet (measured along a street or right-of-way) of the sewer. A public sanitary sewer or combined sewer for the purpose of conveying sewage, shall be deemed available to a building in which plumbing fixtures are installed, except to a one, two and three family dwelling, if a property line of such building is within five hundred feet (measured along a street, or right-of-way) of the sewer.

(3) Storm flow: A public storm or combined sewer for the purpose of conveying stormwater shall be deemed available in accordance with Administrative Code 24-526.

§ 4. Paragraph (2) of subdivision (d) of section 31-04 of chapter 31 of Title 15 of the Rules of the City of New York is amended to read as follows:

(2) Reuse of Plugged Connection and Reuse of Existing Connection. [For one, two or three family dwellings, permits] Permits for unplugging and reuse of a plugged sewer connection, or reuse of an existing sewer connection will be issued upon:

§ 5. Subdivision (a) of section 31-05 of chapter 31 of Title 15 of the Rules of the City of New York is amended to read as follows:

(a) General Requirements. All new sewer connections shall [be in compliance] comply with this Rule. All work must be done in such a way that the connection to the sewer will not result in any protrusion beyond the internal wall of the sewer.

§ 6. Paragraph (7) of subdivision (d) of section 31-05 of chapter 31 of Title 15 of the Rules of the City of New York is amended to read as follows:

(7) In cases where no spurs exist, or connection to an existing spur is not feasible, one of the following methods shall be used:

(i) For six (6) inch diameter sewer connections to six (6) inch diameter sewers or drains, or eight (8) inch diameter sewer connections to eight (8) inch diameter sewers or drains; when connecting to clay sewers, three (3) sections of the existing sewer or drain shall be replaced with two (2) straight pipe sections and a central spur piece; when connecting to sewers or drains of other materials, minimum one section shall be replaced with three (3) shorter segments with minimum length of four (4) feet each.

(ii) For six (6) inch diameter sewer connections to eight (8) inch diameter sewers or drains, or eight (8) inch diameter sewer connections to ten (10) inch diameter sewers or drains, if the existing eight (8) or ten (10) inch diameter sewer or drain is not supported by a concrete cradle, the connection method described in subparagraph (i) of this paragraph (7) shall apply. For sewers or drains on concrete cradles, a minimum of [four (4)] two (2) feet in length of the existing sewer or drain on either side of the point of connection shall be encased in concrete [from the point of connection]. The concrete encasement shall follow Department sewer design standards. The concrete shall be allowed to set for forty-eight (48) hours, after which time, core drilling shall be performed.

(iii) Core drilling to install a spur into an existing sewer or drain shall only be performed with an approved coring machine. Such coring shall be made at the one (1) or two (2) o'clock or ten (10) to eleven (11) o'clock position as described in paragraph (9) of this subdivision (b). The cored portion of the sewer shall be retained and submitted to the Inspector. Core drilling shall only be permitted in the following circumstances: (A) where the new sewer connection is six (6) inches in diameter and the existing sewer or drain is ten (10) inches in diameter or larger; (B) where the new sewer connection is eight (8) inches in diameter and the existing sewer or drain is twelve (12) inches in diameter or larger; (C) where the new sewer connection is ten (10) inches in diameter and the existing sewer or drain is [twenty-four (24)] fifteen (15) inches in diameter or larger[.]; (D) where the new sewer connection is twelve (12) inches in diameter and the existing sewer or drain is eighteen (18) inches in diameter or larger; and (E) where the new sewer connection is fifteen (15) or sixteen (16) inches in diameter and the existing sewer or drain is thirty (30) inches in diameter or larger.

(iv) Any sewer connection ten (10) inches in diameter to existing sewers or drains less than 15 (fifteen) inches in diameter; or sewer connection twelve (12) inches in diameter [or larger] to existing sewers or drains less than [forty-eight (48)] eighteen (18) inches in diameter; or sewer connection fifteen (15) or sixteen (16) inches in diameter to existing sewers or drains less than thirty (30) inches in diameter, shall be made only to an existing or proposed manhole. For sewer connections larger than [eighteen (18)] sixteen (16) inches in diameter, the applicant shall submit a detail of the proposed method of connection to the Department for review and approval, and a manhole must be constructed in accordance with Department standards to accommodate the connection. When a non-standard manhole is required, an additional Department review is required. No new manhole may be built on a Department sewer within 50' of an existing manhole without proof of substantial hardship.

§ 7. Paragraph (1) of subdivision (a) of section 31-07 of chapter 31 of Title 15 of the Rules of the City of New York is amended to read as follows:

(1) All sewer connections, including new connections, relays/repairs, plugs, catch basin and catch basin connections, and seepage basins shall be inspected and approved by a[n] Department Inspector unless the Department accepts photographic or video verification that the work meets Department standards.

(2) For connection work in the vicinity of the sewer, all work must be done in such a way that connections to the sewer will not result in any protrusions beyond the internal wall of the sewer. The Department must be able to confirm by inspection during installation or by a permittee-provided photographic or televised inspection of the sewer, as required and specified by the department, that there are no protrusions into the sewer wall beyond the internal wall of the sewer.

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400  
CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE: Amendment of Rules Governing House/Site Connections to Sewer System**

**REFERENCE NUMBER: DEP-104**

**RULEMAKING AGENCY: Department of Environmental Protection**

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

August 14, 2024  
Date

**NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET  
NEW YORK, NY 10007  
212-356-4028**

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE: Amendment of Rules Governing House/Site Connections to Sewer System**

**REFERENCE NUMBER: 2023 RG 028**

**RULEMAKING AGENCY: Department of Environmental Protection**

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: August 14, 2024

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**PARKS AND RECREATION**

**■ NOTICE**

**NOTICE OF ADOPTION**

**Revision of New York City Department of Park & Recreation's Rules**

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN** the Commissioner of the Department of Parks & Recreation ("the Department") by Sections 389 and 533(a)(9) of the New York City Charter and in accordance with the requirement of Section 1043 of the New York City Charter, the Department hereby amends §2-09 and §2-12 of Chapter 2 of Title 56 of the Official Compilation of the Rules of the City of New York.

Thirty-seven written comments regarding the rules were received in accordance with the notice published in the City Record or electronically through NYC RULES at www.nyc.gov/nycrules and a public hearing was held on August 8, 2024 at Chelsea Recreation Center, 430 West 25th Street, New York, NY 10001, during which eighteen individuals testified. Following the public hearing, Parks made changes to the proposed rules regarding the maximum number of renewable hours a permit holder could have.

**Statement of Basis and Purpose**

The Department is amending § 2-09 and 2-12 of Chapter 2, Title 56 of the Rules of the City of New York. The rules clarify the requirements

for individuals and groups applying to reserve ballfields and courts under the jurisdiction of the Department and update the athletic permit fees.

The rules intend to address the advantage enjoyed by for-profit organizations that have greater resources to obtain permitted space, and, thus, to ensure greater equity and fair access for non-profit and local organizations. The rules also seek to reduce or eliminate empty permitted fields and discourage permit holders from requesting unneeded space, ensuring greater access for local community residents. Overall, the rule changes will improve customer service, increase transparency of the permitting process, and better manage the increased demand for the Department’s ballfields.

Specifically, the rules:

- Give additional guidance to individuals and groups applying to reserve ballfields and courts under the jurisdiction of the Department.
  - The rules are expanded to apply the existing process for athletic field permits to athletic courts.
  - The rules add a definition for the term “Game” which distinguishes organized games from pick-up games and establishes the game activities that will be eligible for returning rights.
  - The rules add a definition for the term “Practice.”
  - The rules establish a payment deadline of 14 days before a season’s start date, or no more than 3 days after permit acceptance for applications less than 14 days before a season’s start date.
  - The rules clarify the types of activities that qualify for non-renewable “practice” permits to include recreation, clinics, camps, and training.
- Streamline the permit application and review process and specify when the Department will accept applications for new and returning permit applicants.
  - The rules clarify and redefine the “renewal” and “new” permit periods and add a “first come, first served” application period.
  - The rules establish that online applications made during the “first come, first served” application period must be submitted 7 or more days prior to the event date.
  - The rules establish an approval process for out-of-season sport permits.
- Establish clear parameters regarding which permit applicants will be required to submit proof of insurance in order to reserve ballfields and courts under the jurisdiction of the Department.
  - The rules clarify that the Department will require that any individual or organization receiving over 50 hours of permits in a season must provide proof of insurance with the City of New York as an additional insured. The required insurance must be active for the entirety of the permitted time. This amendment ensures that individuals and organizations receiving the greatest amount of time on Department ballfields have the resources to handle potential injuries and property damage.
- Clarify and expand the permit categories and priority classifications established by the agency.
  - The rules make clear that different categories of permits will be issued depending on whether the applicant is a not-for-profit entity or a for-profit entity and whether the permit requested is for a game or practice.
  - The rules incorporate these categories into the existing permit review process.
- Update athletic permit fees.
  - The rules establish fees for youth sports if reserved by for-profit organizations. Permits for youth sports reserved by verified not-for-profit organizations will remain free.
  - The rules change the basis for establishing fees from the sport being played to the type of field being reserved.
  - The rules change the structure for field light fees.

- Increase access, equity, and fairness in the permitting process:
  - The rules provide that a digital copy of the permit may be submitted as valid proof during inspections.
  - The rules establish guidelines that allow the Department to revoke permits based on providing false information or failing to use the space allocated in the permit.
  - The rules establish that the maximum number of renewable hours that any permit holder may have is 50 hours per week.
    - The proposed rules put forward 32 as a maximum number of renewable hours a permit holder could have. Following the comments received from the public, Parks increased the maximum number of renewable hours that permit holders could have to 50, exempted Not-For-Profit Youth Leagues and School Leagues from this maximum, and established a procedure for any permit holders who currently have more than 50 renewable hours to gradually reduce their renewable hours over time.
- Make other administrative changes to the rules consistent with the above goals.

The Department’s authority for these rules is found in Sections 389, 533(a)(9), and 1043 of the New York City Charter.

New material is underlined.  
[Deleted material is in brackets.]

“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. Subdivision b of section 2-09 of Title 56 of the RCNY is amended to read as follows:**

b. The Department [shall] will charge groups [in which the majority of players are over the age of 18] and individuals for the use of fields and playing surfaces in accordance with the table below. The Department may from time to time elect to offer athletic permit hourly fee discounts or waivers through special incentives and programs as identified, developed, and implemented by the Department. The Department, other New York City Agencies, and Youth Not-For-Profit Organizations will not be subject to permit fees.

**[Field and Playing Surfaces**

Field Lights (when used by groups 18 years of age & over)	\$ 25.00 per hour
Cricket, football, lacrosse, rugby, soccer, and ultimate disc fields (when used by groups 18 years of age & over)	\$ 16.00 per hour
Baseball, softball, and volleyball turf/soft surface fields (when used by groups 18 years of age & over)	\$ 12.50 per hour
Baseball, softball, roller hockey, volleyball, and basketball hardtop playing surfaces (when used by groups 18 years of age & over)	\$ 8.00 per hour]

Facility	Adult (when used by groups 18 years of age & over)	Youth (For-Profit) (when used by for-profit organizations serving groups 17 years of age & younger)
<u>Synthetic Turf Fields (Large and/or Full Field)</u>	\$ 41.00 per hour	\$ 15.00 per hour
<u>Synthetic Turf Fields (Multipurpose)</u>	\$ 28.00 per hour	\$ 10.00 per hour
<u>Natural Fields</u>	\$ 24.00 per hour	\$ 10.00 per hour



Hard Top Surfaces	\$ 20.00 per hour	\$ 5.00 per hour
Field Light Fee (to be added to field fee)	\$ 15.00 per hour	\$ 5.00 per hour

**Section 2. Section 2-12 of Title 56 of the RCNY is amended to read as follows:**

**2-12 Ballfield and Athletic Court**

a. The following terms (as they are used in this section) will have the meanings listed below:

“Adult League.” Adult Leagues are [Adult Recreation] adult sports leagues, including, but not limited to [community based organization] recreation leagues, competitive leagues, independent leagues, college leagues and corporate leagues.

“Adult Recreation.” Adult Recreation refers to a category of applicants for and holders of permits for the use of ballfields or courts by participants who are 18 years old or older for athletic activity that are not within the category of [Youth Recreation] Adult League. Pick-up games of any kind are considered Adult Recreation. Permits for Adult Recreation will be considered Practice permits.

“Game.” Game refers to a scheduled, organized, and structured official league game with set rules involving multiple teams or participants hosted by a Youth League or an Adult League, which is being officiated and results recorded. Permits for pick-up games, which are any games not included in the above definition, will be considered Practice permits.

“Individual.” Individual refers to a person who is not associated or involved with a permitted organization and who is requesting permits. Individuals may not request permits for more than 50 hours per season.

“New Applicant.” New Applicant(s) are:

1. those applicant(s) that received permits for the previous year or season, and wish to apply for a different number of hours, or a different number of ballfields or courts at the same location for which a permit was held in the previous year or season;
2. applicant(s) who have never sought permits for the use of a particular ballfield or court before; or
3. Returning Applicant(s) who include new or additional requests in their permit application(s) are treated as New Applicant(s) for such new or additional permit requests.

“Not for Profit.” Not-for-Profit shall mean a not-for-profit corporation organized under the laws of New York State, or another state, in good standing and authorized to do business in New York State, and recognized by the Internal Revenue Service as a 501(c)(3) organization.

“Organization.” Organization refers to any group, association, league, or company that submits a request on the Department’s website to be recognized as such by the Department and is approved as such by the Department. Organizations may be required to submit documentation and information required by the Department before receiving approval, which may include, but will not be limited to, their website address, their bylaws, and their rosters and league schedule.

“Practice.” Practice includes activities hosted by a Youth League, Youth Recreation, Adult League, or Adult Recreation applicant other than Games, such as team practices, pick-up games, scrimmages, clinics, and camps.

“Returning Applicant.” Returning Applicant(s) are those Youth League and Adult League applicant(s) listed as active on the New York City Athletic Organization Database requesting the same number of hours, and number of ballfields or courts at a location as they received under permit(s) for the previous year or season.

“School League.” School League refers to any organized and Department recognized school-based athletic competition program for K-12 student athletes.

“Seasonal Applicant.” Seasonal Applicant(s) are all applicants who are not within the category of Short Term Permit Applicants.

“Short Term Permit.” Short Term Permit(s) are permits to use ballfield(s) or court(s) for no more than four (4) days of athletic activity within a seven day period. The request must not be connected with any other request for a ballfield or court permit during the same season.

“Short Term Permit Applicant.” Short Term Applicant(s) are applicants that request [permits to use ballfield(s) or court(s) for no more than four (4) days of athletic activity within a seven (7) day period. The request must not be connected with any other request for a ballfield or court permit during the same season] Short Term Permits.

“Tournament.” Tournament refers to an athletic competition held by an organization for three or fewer days on the same fields or courts. Permits for Tournaments will be considered Short Term Permits.

“Youth League.” Youth Leagues are [Youth Recreation] youth sports leagues, including, but not limited to high school leagues, little leagues, community based organization leagues, and unaffiliated leagues.

“Youth Recreation.” Youth Recreation refers to a category of applicants for and holders of permits for athletic activity with participants who are all 17 years old or younger that are not within the category of Youth League. Youth Recreation shall also include school recreation programs (grade school through high school athletic programs) regardless of the age of the participants. Permits for Youth Recreation will be considered Practice permits.

b. Permit Application Process.

1. Any person who wishes to reserve a ballfield or court of any size under the jurisdiction or management of the Department for basketball, handball, baseball, softball, cricket, roller hockey, volleyball, football, lacrosse, rugby, ultimate frisbee, soccer, or any other ballfield or court sport must obtain a written permit from the Department. Any person applying for a permit on behalf of a group or athletic league must indicate that they are doing so on the permit application. Only one (1) individual per group or athletic league may apply for a permit. Tennis permit regulations are separately addressed in 56 RCNY § 2-01.
2. The permit applicant must submit all applications to the Department’s borough permit office in the borough where the requested ballfield or court is located. Applications may be submitted via postal mail, through the Department’s website, or in-person (or via facsimile (fax)). Permit applications received by the borough permit office will be date and time stamped to acknowledge receipt. Applicants must apply separately to each borough permit office where they are seeking a ballfield or court. Permit applications submitted through the Department’s website must be submitted at least 7 days before the first requested date.
3. In order to process applications in advance of the start date for each season, the Department has established seasonal application periods. Applications (for each of the respective periods) will not be accepted prior to the start date for a given application period. For the purpose of this section the seasonal application periods for the following seasons are:

Season	Spring and Summer Season (April 1-August 31)	Fall Season (September 1-November 30)	Winter Season (December 1-March 31)
<b>Renewal Permit Application Period</b>	November 15 through [January 15] December 14	April 15 through [June 15] May 14	September 15 through [November 1] October 14
<b>New Permit Application Period</b>	December 30 through January 30	May 30 through June 30	October 21 through November 8
<b>Remaining Application Period (first come, first served)</b>	March 1 through August 23	August 1 through November 23	November 18 through March 23

4. [For purposes of this section, the seasonal recreational periods are as follows:

Season	Spring and Summer Season	Fall Season	Winter Season
<b>Seasonal Recreational Period</b>	March 17 through August 31	September 1st through November 30	December 1 through March 16

5.] The Department reserves the right to determine appropriate recreational usage for each ballfield or court. Permits shall be issued for the use of individual ballfields or courts designed for a specific sport, (e.g., baseball or soccer) at any time during the year. Ballfields that are designed to host a variety

of sports will be allocated as follows: during the spring/summer season priority will be given to applications received during the renewal or new application periods for bat and ball sports such as baseball and softball and including but not limited to cricket, and during the fall/winter seasons priority will be given to sports played on rectangular ballfields, such as football and soccer. The Department may consider an out-of-season permit application for ballfields or courts after the Renewal Permit and New Permit Application Periods for ballfields and courts that are designed to host a variety of sports (e.g., baseball in the fall, soccer in the spring) provided there are not qualified applicants for the priority seasonal uses set forth above. After the start of the applicable season, all permits will be processed in the order received and according to categorizations and priorities outlined in these rules. Permit holders granted permits for out-of-season use will not be treated as a Returning Applicant should they apply the year following the issuance of an out-of-season permit. No grass ballfields will be available from December 1 through March 16 and may vary by facility [during the winter season].

[6.] 5. Applications received (during the relevant application period) will be categorized by the following factors:

- i. Youth or Adult [Recreation]
- ii. Returning or New Applicants
- iii. Game or Practice
- iv. Not-for-Profit or other applicant
- v. Short Term or Seasonal Applicants

[7.] 6. For Applications received during the relevant application period, the Department will first consider youth[Youth] Game [Recreation] permit requests before any adult[Adult] Game [Recreation] permit requests, and youth Practice permit requests before any adult Practice permit requests. Youth [Recreation] applicants that are also Returning Applicant(s) and have fully complied with a) the terms and conditions of the previous season's permits and b) all other Department rules and regulations, will be given preference to use the same dates and times allotted to them in the previous season if such dates and times are requested during the renewal or new application period, up to the maximum allowable hours per season as provided in section 2-12 (c)(10). Permits issued after the renewal or new application period will not be subject to renewal. Returning applicants must provide documents required by the Department prior to approval which may include, but not be limited to, game schedules, roster information, and program or league details. The Department will also consider the following factors when allocating Youth [Recreation] permits:

- i. whether the applicant is part of NYC Parks Programming or is part of a Youth League.
- ii. whether the Youth League is part of an official [school league] School League.
- iii. whether the permit application is for a Game or a Practice.
- iv. whether the Short Term Permit Applicant(s) can be accommodated before allocating permits for Seasonal Applicants.
- [iv.] v. whether the Department can accommodate newly established Youth Leagues in order to equitably allocate ballfield and court usage as between newly established and Returning Applicant Youth Leagues.
- [v.] vi. due to space limitations, the Department may reject permit requests from applicants that seek the reservation of ballfields or courts for [practice sessions] Practice. Permits issued for [practice sessions] Practice will not be treated as part of a Returning Applicant's previous season's permits for purposes of determining whether an applicant is a New Applicant or a Returning Applicant.
- vii. whether the applicant is a Not-For-Profit organization.
- viii. whether the applicant received permits for the same time and location the previous year and is in good standing with the Department.

[8.] 7. For applications received during the relevant application period, after the Department has accommodated the youth[Youth] Game [Recreation] applications, the Department will process adult[Adult] Game [Recreation] permit requests, and after the Department has accommodated the youth Practice applications, the Department will process adult Practice permit requests.

Adult [Recreation] applicants that are also Returning Applicants and have 1) fully complied with the terms and conditions of the previous season's permits and 2) all other Department rules and regulations, will be given preference to use the same dates and times allotted in the previous season if such dates and times are requested during the renewal or new application periods, up to the maximum allowable hours per season as detailed in section 2-12 (c)(10). Permits issued after the renewal or new application period will not be subject to renewal. Returning applicants must provide documents required by the Department prior to approval which may include, but not be limited to, game schedules, roster information, and program or league details. The Department will also consider the following factors:

- i. whether the applicant is part of an Adult League.
- ii. whether Short Term Permit Application(s) can be accommodated before allocating permits for Seasonal Applications.
- iii. whether the permit application is for a Game or a Practice.
- iv. whether the Department can accommodate newly established Adult Leagues in order to equitably allocate ballfield usage as between newly established and Returning Applicant Adult Leagues.
- v. whether the applicant received permits for the same time and location the previous year and is in good standing with the Department.
- [iv.] vi. Due to space limitations, the Department may reject permit applications that seek the reservation of ballfields or courts for practice sessions. Permits issued for practice sessions will not be treated as part of a Returning Applicant's previous season's permits for purposes of determining whether an applicant is a New Applicant or a Returning Applicant.

[9.] 8. Applications received after the [relevant] renewal and new application periods will be processed on a first come, first served basis, after all Applications received during the [relevant] previous application periods are processed.

- c. Permit requirements and limitations.
  1. The Department reserves the right to leave ballfield or court time unpermitted at various locations for other authorized uses, to accommodate Departmental use, for maintenance purposes, or to allow other unpermitted activity. The Department further reserves the right to give priority to School Leagues from 3:00 P.M. to 6:00 P.M. on weekdays.
  2. The Department reserves the right to move permit holders to another location if necessary, as determined by the Department, or assign a permit applicant to a location other than the location(s) the applicant requested.
  3. The Department reserves the right to cancel permitted ballfield or court activity due to inclement weather and/or conditions that can result in long-term damage to the ballfield or court. The Department will not issue credits or refunds of permit fees.
  4. This section does not apply to use of a ballfield or court that is subject to a license agreement to maintain and operate specified ballfields or courts during the times the licensee is authorized to use the ballfield or court.
  5. Permit applicants receiving more than 50 hours of permitted activity during any season are required to maintain commercial general liability insurance effective for the duration of the permitted time covering the event and use of the facility with minimum limits of One Million Dollars (\$1,000,000) per occurrence and Two Million Dollars (\$2,000,000) in aggregate, naming the City of New York, together with its officers, directors, and employees, as additional insureds. Such permit applicants shall provide a certificate of insurance and any other document as reasonably required by the Department demonstrating the required commercial general liability insurance to the Department.
  6. The Department reserves the right to require a clean-up bond [and/or liability insurance] for the use of a ballfield or court [, in which case the City shall be named as an additional insured]. The factors considered by the Department to determine whether a bond [or insurance are] is required for such event or game are: (i) estimated number of spectators expected to attend, (ii) involvement of vendors (where permitted by the Department), (iii)

- past history of the league or event, or (iv) such other factors as the Department may reasonably consider.
- [6.] 7. All permit holders must have their permit(s), and any other documents required by the Department or any other City agency, in their possession at the time and site of the proposed activity. A digital copy of the permit and any other documents would meet this requirement.
  - [7.] 8. Any transfer of permit(s) requires the approval of the [athletic permit coordinator of the borough in which the ballfields or courts are located] Citywide Athletic Permits Coordinator. Once approved, the transfer must take place in the office of the Department staff responsible for issuing ballfield permits in the relevant borough with both transferor and transferee present. A permit may not be transferred in any other way.
  - [8.] 9. All permits are revocable at any time and at the discretion of the Commissioner, or at the discretion of the Commissioner's designated representative. Reasons for revocation include, but are not limited to: (i) providing incorrect or false information on an application form or in any other documentation submitted to the Department, (ii) failure to adhere to Department rules or the conditions of the permit, [and] (iii) the use, by adults, of a permit issued for a Youth [League] permit holder, (iv) failure to use permitted space during time designated on permit, and (v) bringing any portable toilets, portable light towers, storage containers, or any other similar items on to any permitted field or court without the authorization and approval of the Citywide Athletic Permit office. The permit holder has the right to appeal the revocation of a permit to the [Department's General Counsel] Citywide Athletic Permit Coordinator, within ten (10) days immediately following the mailing of notice of revocation by the Department. Said appeal must be in writing. The decision of the [Department's General Counsel shall be] Citywide Athletic Permit Coordinator is final.
  - [9.] 10. The maximum number of [reserved] renewal hours that any person or entity (other than a Not-For-Profit Youth League and a School League) holding a permit may have is 50[32] per week [, except in parks where there are more than ten (10) ballfields available for permitted use] on all approved permits for the relevant season, unless otherwise approved by the Citywide Athletic Permit Coordinator. For any entity or individual holding more than 50 renewable hours per week prior to November 1, 2024, the Department will decrease the renewable hours each year by 20 percent of the number of renewable hours the individual or entity held as of November 1, 2024, until the individual or entity holds 50 renewable hours per week. If the Department determines that ballfields or courts are in high demand, the Department may approve a permit application in part and reject it in part, granting the permit holder some fraction of the requested ballfield or court time and/or granting permits for alternate locations.
  - [10.] 11. The Department may inspect any ballfield or court to determine if the permit holder is utilizing all of its permitted time. In the event that the Department determines the permit holder is not using all of the permitted time, the Department may reduce the amount of permitted time or revoke the permit entirely.
  - [11.] 12. If the use of ballfields or courts constitutes a special event as outlined in 56 RCNY § 2-08, a special event permit shall be required in addition to the relevant ballfield permits. If the use of ballfields or courts involves vending as outlined in 56 RCNY § 1-05(b), vending permits shall be required in addition to the relevant ballfield permits.
  - 13. Payment for permit fees is due 14 days before the applicable season start date. For any permit applications submitted and granted less than 14 days before the season start date, permit fees will be due within 3 business days of the application approval.

# SPECIAL MATERIALS

## OFFICE OF COLLECTIVE BARGAINING

### ■ NOTICE

#### NOTICE OF VOLUNTARY RECOGNITION

Effective immediately, the City Council has voluntarily recognized the Association of Legislative Employees as the bargaining representative of the titles described below, and the NYC Council Staff bargaining unit has been amended as follows to reflect these additions.

**DATE OF FILING:** August 30, 2024 **DOCKET #:** VR-1722-24

**TITLES:** **Legislative Policy Analyst**  
(Title Code No. 94381)  
**Senior Legislative Policy Analyst**  
(Title Code No. 94435)  
**Legislative Programmer/Analyst**  
(Title Code No. 94453)

**EMPLOYER:** City Council of the City of New York  
250 Broadway  
New York, NY 10007

**BARGAINING REPRESENTATIVE:**  
  
Association of Legislative Employees  
c/o Steptoe & Johnson LLP  
1114 Avenue of the Americas  
New York, NY 10036

## CONSUMER AND WORKER PROTECTION

### ■ NOTICE

#### NOTICE

*Notice of Tobacco Retail Dealer and Electronic Cigarette Retail Dealer License Lottery*

By law, the Department of Consumer and Worker Protection (DCWP) has conducted a review of Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses in each Community District to determine if the number of current licenses has fallen below the Community District cap. DCWP determined that the following Community Districts have available licenses:

#### Tobacco Retail Dealer

Community District	Available Licenses
Manhattan Community District 9	6
Manhattan Community District 10	8
Manhattan Community District 11	5
Manhattan Community District 12	23
Bronx Community District 2	2
Bronx Community District 3	8
Bronx Community District 4	10
Bronx Community District 5	6
Bronx Community District 6	3
Bronx Community District 9	17

Brooklyn Community District 1	5
Brooklyn Community District 2	5
Brooklyn Community District 3	22
Brooklyn Community District 4	11
Brooklyn Community District 5	32
Brooklyn Community District 8	13
Brooklyn Community District 9	10
Brooklyn Community District 13	2
Brooklyn Community District 14	8
Brooklyn Community District 16	14
Brooklyn Community District 17	4
Queens Community District 12	7

**ELECTRONIC CIGARETTE RETAIL DEALER**

Community District	Available Licenses
Manhattan Community District 7	11
Manhattan Community District 8	4
Manhattan Community District 10	4
Manhattan Community District 12	4
Bronx Community District 1	2
Bronx Community District 4	4
Bronx Community District 7	5
Brooklyn Community District 5	3
Brooklyn Community District 8	1
Brooklyn Community District 16	1

As set forth below, DCWP will begin accepting online Lottery Applications for the available Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses in these Community Districts only.

**Online Lottery Application Period:**

DCWP will accept Lottery Applications online from November 1, 2024 to November 29, 2024. Lottery Applications submitted after the

Application Period will not be considered.

**Lottery Application Submission Guidelines:**

- Visit [nyc.gov/BusinessToolbox](https://nyc.gov/BusinessToolbox) to access, complete, and submit the Lottery Application.
- All completed Lottery Applications must be received by 5:00 p.m. on November 29, 2024.
- DCWP will accept only one Lottery Application per applicant in a particular Community District.
  - Visit <https://communityprofiles.planning.nyc.gov> to look up a Community District based on a business address.

**Selection Process:**

- At the close of the Lottery Application Period, DCWP will assign each accepted Lottery Application a randomized computer-generated “Priority Number.”
  - If the number of accepted Lottery Applications exceeds the number of available Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses for the Community District, DCWP will issue offers to apply for the license in the order of the assigned Priority Numbers.
- Businesses randomly selected to apply for a Tobacco Retail Dealer or Electronic Cigarette Retail Dealer license in a Community District will receive notification from DCWP by email only.
- Within 65 days of receiving email notification, an applicant must submit a complete Tobacco Retail Dealer or Electronic Cigarette Retail Dealer license application and satisfy all requirements under New York City laws and rules.
- If any of the following situations occur, your opportunity to submit a license application will be void:
  - You fail to submit a complete application online within the allotted time.
  - There is currently an active Tobacco Retail Dealer or Electronic Cigarette Retail Dealer license at the specific premises location.
  - You do not qualify for a license for any other reason.

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**NOTICE**

*Review of Tobacco Retail Dealer and Electronic Cigarette Retail Dealer Licenses Under Community District Caps*

Local Laws 144 and 146 of 2017 created caps on the number of Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses available in New York City. Pursuant to Sections 2-13 and 2-452 of Title 6 of the Rules of the City of New York, the Department of Consumer and Worker Protection must publish the following information for each Community District: (i) Community District cap; (ii) number of current Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses; and (iii) number of available Tobacco Retail Dealer and Electronic Cigarette Retail Dealer licenses.

The following information is current as of September 16, 2024.

Borough	Community District	Community District Name	Tobacco Retail Dealer (TRD) Cap	Active TRD Licenses	TRD Licenses Available Under Cap	Electronic Cigarette Retail Dealer (ECRD) Cap	Active ECRD Licenses	ECRD Licenses Available Under Cap
Manhattan	101	Manhattan 1	73	87	0	42	53	0
Manhattan	102	Manhattan 2	68	87	0	40	57	0
Manhattan	103	Manhattan 3	89	93	0	56	67	0
Manhattan	104	Manhattan 4	97	118	0	58	89	0
Manhattan	105	Manhattan 5	155	177	0	82	115	0
Manhattan	106	Manhattan 6	68	74	0	44	56	0
Manhattan	107	Manhattan 7	61	67	0	33	45	11
Manhattan	108	Manhattan 8	74	93	0	39	54	4
Manhattan	109	Manhattan 9	42	36	6	16	20	0
Manhattan	110	Manhattan 10	62	54	8	13	9	4
Manhattan	111	Manhattan 11	62	57	5	14	18	0
Manhattan	112	Manhattan 12	86	63	23	28	24	4
Bronx	201	Bronx 1	63	42	0	13	11	2

Bronx	202	Bronx 2	36	34	2	5	5	0
Bronx	203	Bronx 3	45	37	8	8	8	0
Bronx	204	Bronx 4	88	78	10	9	5	4
Bronx	205	Bronx 5	68	62	6	14	14	0
Bronx	206	Bronx 6	58	55	3	7	10	0
Bronx	207	Bronx 7	63	78	0	18	13	5
Bronx	208	Bronx 8	36	37	0	12	12	0
Bronx	209	Bronx 9	78	61	17	15	16	0
Bronx	210	Bronx 10	52	63	0	30	37	0
Bronx	211	Bronx 11	55	60	0	19	22	0
Bronx	212	Bronx 12	66	66	0	21	27	0
Brooklyn	301	Brooklyn 1	114	109	5	53	61	0
Brooklyn	302	Brooklyn 2	64	59	5	25	29	0
Brooklyn	303	Brooklyn 3	97	75	22	20	23	0
Brooklyn	304	Brooklyn 4	80	69	11	24	24	0
Brooklyn	305	Brooklyn 5	94	62	32	15	12	3
Brooklyn	306	Brooklyn 6	48	59	0	26	37	0
Brooklyn	307	Brooklyn 7	64	64	0	13	15	0
Brooklyn	308	Brooklyn 8	46	33	13	12	11	1
Brooklyn	309	Brooklyn 9	39	29	10	10	10	0
Brooklyn	310	Brooklyn 10	62	75	0	27	33	0
Brooklyn	311	Brooklyn 11	87	89	0	31	34	0
Brooklyn	312	Brooklyn 12	49	58	0	16	24	0
Brooklyn	313	Brooklyn 13	30	28	2	18	25	0
Brooklyn	314	Brooklyn 14	57	49	8	21	26	0
Brooklyn	315	Brooklyn 15	59	62	0	32	34	0
Brooklyn	316	Brooklyn 16	48	34	14	6	5	1
Brooklyn	317	Brooklyn 17	59	55	4	9	13	0
Brooklyn	318	Brooklyn 18	55	62	0	21	26	0
Queens	401	Queens 1	106	127	0	46	64	0
Queens	402	Queens 2	70	84	0	26	41	0
Queens	403	Queens 3	64	72	0	20	29	0
Queens	404	Queens 4	64	87	0	18	26	0
Queens	405	Queens 5	99	129	0	35	48	0
Queens	406	Queens 6	35	49	0	19	32	0
Queens	407	Queens 7	71	93	0	31	50	0
Queens	408	Queens 8	38	54	0	21	39	0
Queens	409	Queens 9	60	72	0	24	27	0
Queens	410	Queens 10	47	67	0	21	34	0
Queens	411	Queens 11	28	36	0	15	22	0
Queens	412	Queens 12	118	111	7	23	27	0
Queens	413	Queens 13	54	56	0	19	21	0
Queens	414	Queens 14	37	45	0	10	13	0
Staten Island	501	Staten Island 1	99	106	0	34	54	0
Staten Island	502	Staten Island 2	50	58	0	34	53	0
Staten Island	503	Staten Island 3	42	61	0	32	53	0

CHANGES IN PERSONNEL

BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 08/02/24

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel for the Board of Election Poll Workers for the period ending 08/02/24.

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