

Ex Order # 40  
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**OFFICE OF THE MAYOR**

**EXECUTIVE ORDER NO. 40**  
SEPTEMBER 25, 1975

**AMENDMENT OF EXECUTIVE ORDER NO. 2 DATED JANUARY 1, 1974**

Whereas, It is necessary and desirable to amend Executive Order No. 2 dated January 1, 1974, so as to designate a Deputy Mayor for Finance.

Now, therefore, by the power vested in me as Mayor of The City of New York, pursuant to the provisions of sections three, seven and subdivision b of section eleven hundred two of the New York City Charter, it is hereby ordered as follows:

Section 1. Paragraph 1 of Executive Order No. 2 dated January 1, 1974, is hereby amended as follows:

"1. There shall be four Deputy Mayors, one of whom shall be designated First Deputy Mayor."

§ 2. There shall be a new paragraph added to Executive Order No. 2 dated January 1, 1974, which shall be numbered paragraph 5 thereof. It shall read as follows:

"5. One Deputy Mayor shall

(a) Be a Deputy Mayor for Finance and supervise the City's fiscal operations and affairs.

(b) Act on behalf of and at the direction of the Mayor in exercising and carrying out functions, powers and duties vested in or imposed upon the Mayor by the New York State Municipal Assistance Corporation Act, the Municipal Assistance Corporation for The City of New York Act and the New York State Financial Emergency Act for The City of New York.

(c) In the absence of the Mayor from sessions of the Board of Estimate act on behalf of the Mayor at such sessions of the Board of Estimate and represent the Mayor when so directed by the Mayor on any board, committee, commission or corporation of which the Mayor is a member.

(d) Consult with and advise the Mayor on matters of City fiscal policy and perform such other duties as the Mayor may direct."

§ 3. Former paragraph 5 of Executive Order No. 2 dated January 1, 1974, shall be renumbered paragraph 6 thereof. It shall read as follows:

"6. Executive Order No. 71 dated April 2, 1968, Executive Order No. 20 dated July 15, 1970, Executive Order No. 23 dated August 24, 1970, Executive Order No. 31 dated January 18, 1971 and Executive Order No. 74 dated January 23, 1973 are amended so as to delete therefrom references to Deputy Mayor-City Administrator and City Administrator."

§ 4. Former paragraph 6 of Executive Order No. 2 dated January 1, 1974, shall be renumbered paragraph 7 thereof. It shall read as follows:

"7. Executive Order No. 9 dated March 4, 1966 and Executive Order No. 4 dated January 28, 1970 are hereby rescinded."

§ 5. This order shall take effect immediately.

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ABRAHAM D. BEAME, Mayor.

Part Amended by Exec. Order #73 of 1976