



## Legislation Text

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**File #:** Int 0050-2022, **Version:** \*

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Int. No. 50

By Council Member Holden and Yeger

A Local Law to amend the New York city charter, in relation to temporary absence procedures for citywide public officials

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 10 of the New York city charter, as amended by local law number 19 for the year 1993, is amended to read as follows:

a. In case of the suspension of the mayor from office, the mayor's temporary inability to discharge the powers and duties of the office of mayor by reason of sickness or otherwise, or the mayor's absence from the city, the powers and duties of the office of mayor shall devolve upon the public advocate or the comptroller in that order of succession until the suspension, inability or absence shall cease. In the case of the mayor's absence from the city, if such absence is for a political purpose separate from the mayor's duties and responsibilities as the chief executive officer of the city, the mayor shall also submit to the speaker of the council a written declaration of the mayor's absence. While so acting temporarily as mayor neither the public advocate nor the comptroller shall exercise any power of appointment to or removal from office or any power lawfully delegated by the mayor to a deputy mayor before the commencement of such suspension or inability, or before or after the commencement of such absence; and shall not, until such suspension, inability or absence shall have continued nine days, sign, approve or disapprove any local law or resolution, unless the period during which the mayor can act thereon would expire during said nine days in which case the public advocate or the comptroller shall have the power to disapprove the same within forty-eight hours before the time to act expires.

§ 2. Subdivision b of section 24 of the New York city charter, as amended by local law number 19 for

the year 1993, is amended to read as follows:

b. The public advocate may be removed or suspended in the same manner as provided in this charter with respect to the mayor. In the case of the public advocate's absence from the city, if such absence is for a political purpose separate from the duties and responsibilities of the office, the public advocate shall submit to the speaker of the council a written declaration of the public advocate's absence.

§ 3. Section 92 of the New York city charter is amended to read as follows:

§ 92. Removal from office. The comptroller may be removed or suspended in the same manner as provided in this charter with respect to the mayor. In the case of the comptroller's absence from the city, if such absence is for a political purpose separate from the duties and responsibilities of the office, the comptroller shall also submit to the speaker of the council a written declaration of the comptroller's absence.

§ 4. This local law takes effect immediately.

Session 12

JB

LS #4179

2/14/22 3:25pm

Session 11

EB

LS #14101