

Resolution JCOPE 16-01

WHEREAS, in accordance with Public Officers Law section 73-a, various individuals, as defined therein (the “Filers”), are required to file an Annual Statement of Financial Disclosure (“FDS”) with the Joint Commission on Public Ethics (the “Commission”);

WHEREAS, Public Officers Law section 73-a(3) provides that “The annual statement of financial disclosure shall contain the information and shall be in the form set forth hereinbelow;”

WHEREAS, Filers may also have the obligation to file Annual Disclosure Reports with the New York City Conflicts of Interest Board (“COIB”), and it has been the long-standing practice of both the former State Ethics Commission and Commission on Public Integrity to accept copies of such annual disclosure reports filed with the COIB as fulfilling the filing requirement of Public Officers Law section 73-a;

WHEREAS, Executive Law section 94(9)(m) authorizes the Commission to determine a question common to a class or defined category of persons where such determination will prevent undue complication in complying with the requirements of such section;

WHEREAS, the COIB Annual Disclosure Report requires the reporting of similar information to that captured by the FDS form (as set forth in Public Officers Law section 73-a), but does not capture all of the information required in the FDS; and

WHEREAS, such information required in the FDS that is not also required in the COIB Annual Disclosure Report can be captured via a supplemental form provided by the Commission;

NOW, THEREFORE IT IS HEREBY

RESOLVED, that the Commission has determined that requiring individuals who complete the COIB Annual Disclosure Report to also complete the FDS would create undue complication, unnecessary duplication, and may also result in the reporting of information that is inconsistent, incomplete or result in delays in filing or failure to file; and

In accordance with Executive Law section 94(9)(m), that the Joint Commission on Public Ethics will accept the current copy of a COIB Annual Disclosure Report filed by an individual who is also required to file an FDS as fulfilling the statutory filing requirement set forth in Public Officers Law section 73-a, so long as the Filer also submits to the Commission a complete supplemental FDS form, as provided by the Commission, such that all information required by Public Officers Law section 73-a will be disclosed in both the FDS and supplemental FDS form and is available to the public upon request.

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Approved: Daniel J. Horwitz
Chair

Seymour Knox, IV
Hon. Eileen Koretz
Gary J. Lavine
Hon. Mary Lou Rath
David A. Renzi
Michael A. Romeo, Sr.
Hon. Renee R. Roth
George H. Weissman
Members

Absent: Marvin E. Jacob
Michael K. Rozen
Dawn L. Smalls

Dated: June 28, 2016