

JCOPE RESOLUTION 20-XX

WHEREAS, the Joint Commission on Public Ethics (hereinafter, "Commission") is authorized by Executive Law §94(9)(a) to delegate authority to the Executive Director to act in the name of the Commission between meetings of the Commission provided such delegation is in writing and the specific powers to be delegated are enumerated;

WHEREAS, pursuant to Executive Law §94(9), the Commission shall not delegate any decisions specified in Executive Law §94 that require a vote of the Commission;

WHEREAS, the Commission, by majority vote, previously delegated to each Executive Director the authority set forth to Resolution 12-02;

WHEREAS, the Commission is further authorized pursuant to Executive Law §94(9)(b) to appoint such other staff as necessary to carry out its duties; and

WHEREAS on June 25, 2019, in the absence of an Executive Director, the Commission unanimously voted to delegate the authority set forth in Resolution 12-02, to be exercised jointly by General Counsel Monica Stamm and Deputy General Counsel Martin Levine, along with Chair Michael Rozen when deemed necessary;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that the Commission modifies the delegated authority specified in paragraph 16 of Resolution 12-02 as follows:

- 1) Pursuant to Executive Law § 94(16) and Legislative Law §1-d to issue informal letter opinions addressing questions of compliance with all laws and regulations under Commission jurisdiction, including, but not limited to, requests for permission to accept honoraria; accept official activity expense payments; give, solicit, or receive gifts; engage in outside activities; or appear

in public service announcements, consistent with Commission regulations at 19 NYCRR Parts 930, 931, 932, 933, 934, 940, and 943, when the response to an inquiry is based solely on Commission precedent, and upon which the person or entity requesting such opinion can rely in good faith and present in defense at any criminal or civil action, unless material facts were misstated or misrepresented when seeking such opinion; however, such informal opinions shall not be binding upon the Commission, except any subsequent modification by the Commission shall operate prospectively only;

Approved:

Dated: December XX, 2020