



**BOARD OF CORRECTION
CITY OF NEW YORK**

**RESOLUTION OF THE BOARD OF CORRECTION
JUNE 14, 2022 PUBLIC MEETING**

WHEREAS, on April 9, 2022, New York Governor Hochul signed Chapter 56 of the Laws of 2022 relating to the 2022-2023 New York State budget, which included amendments to the Public Officers Law (POL) to make permanent, until July 1, 2024, the expanded use of videoconferencing by public bodies to conduct open meetings under extraordinary circumstances regardless of a declaration of emergency;

WHEREAS, the New York City Board of Correction (“the Board”) is a public body as defined in the POL Section 102(2);

WHEREAS, Section 103-a(2)(a) of the POL requires the Board to adopt a resolution and establish written procedures following a public hearing authorizing the use of videoconferencing under extraordinary circumstances;

WHEREAS, Section 103-a(2) of the POL allows the Board to, at its discretion, use videoconferencing to conduct its meetings provided that a minimum number of members are present to fulfill the public body’s quorum requirement in the same physical locations where the public can attend (hybrid meetings);

WHEREAS, in accordance with Section 103-a(2)(c), members of the Board shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances set forth in this resolution and written procedures, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting;

WHEREAS, in accordance with Section 103-a(2)(d), except in the case of executive sessions, the Board shall ensure that members of the public body can be heard, seen, and identified while the meeting is being conducted;

WHEREAS, if videoconferencing is used to conduct a meeting, the public notice for the meeting shall inform the public that videoconferencing will be used where the public can view/and or participate in such meeting, where required records will be available, and the physical location for the meeting where the public can attend;

WHEREAS, if videoconferencing is used to conduct a meeting, the Board shall provide the opportunity for members of the public to view and participate in such a meeting remotely in real time, and shall ensure that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;

WHEREAS, Section 103-a(2)(g) requires that any meeting where a member attends by videoconference be recorded, posted to the Board's website within five business days, and transcribed upon request; and

WHEREAS, the option to remotely participate in meetings is a convenient and crucial avenue to increase public attendance and engagement with the work of the Board, allowing for a broader and diverse spectrum of participants;

WHEREAS, the adoption of this resolution promotes diversity among Board members and ultimately enriches the composition of the Board by allowing for maximum flexibility to attend public meetings remotely, taking into account disability, mobility challenges, caregiving responsibilities, illness, among other considerations set forth in the written procedures;

NOW, THEREFORE, BE IT RESOLVED that the Board of Correction authorizes its members who experience an extraordinary circumstance, as described above and further defined by any rules or written procedures later adopted, to attend meetings by videoconference: (i) as long as a quorum of the members attend in-person at one or more locations open to the public; (ii) as long as the member can be seen, heard, and identified while the open portion of the meeting is being conducted; and (iii) as otherwise permitted under Chapter 56 of the Laws of 2022;

IT IS FURTHER AND FINALLY RESOLVED that a copy of this resolution and the established written procedures governing member and public attendance be posted conspicuously on the Board website.