



**Charter Revision Commission**

**PROPOSED AMENDMENTS  
TO THE  
NEW YORK CITY CHARTER**

## Question 2

Section 1. Subdivision a of section 753 of the New York city charter, as amended by local law number 68 for the year 2023, is amended to read as follows:

a. Except as otherwise provided by law, the commissioner shall have charge and control of and be responsible for all those functions and operations of the city relating to the cleanliness of the streets and the disposal of waste, including, without limitation, the following:

(1) the sweeping, cleaning, sprinkling, flushing, washing and sanding of the streets;

(2) the removal and disposition of ashes, street sweepings, garbage, refuse, rubbish and waste;

(3) the removal of ice and snow from the streets;

(4) the removal of encumbrances from the streets and the storage or disposal of such encumbrances; [and]

(5) plans, design, construction, operation, alteration, repair, maintenance, replacement, enlargement and regulation of the use of incinerators, landfills and other plants, facilities and equipment necessary for or useful for performing the functions and exercising the powers and duties enumerated in this section;

*(6) the manner in which garbage, refuse, rubbish or waste may be set out for collection, including, to the extent practicable, ensuring that garbage, refuse, rubbish, or waste are not placed directly on the street or sidewalk; and*

*(7) upon designation by the mayor, the cleaning of any other city-owned property.*

§ 2. Section 753 of the New York city charter is amended by adding a new subdivision g to read as follows:

*g. Upon designation by the mayor, the department of sanitation shall have the authority to enforce any laws, rules and regulations in force in the city as they relate to the cleanliness of streets, sidewalks, and the exterior of city-owned real property. Such authority shall be in addition to and not in place of the authority of any other agency responsible for such enforcement.*

§ 3. Section 13-e of the New York city charter, as added by local law number 18 for the year 2021, is amended to read as follows:

§ 13-e. Office of street vendor enforcement. There shall be an office of street vendor enforcement, which shall consist of enforcement agents who are specially trained in local laws and rules related to vending on the streets and sidewalks of the city of New York. The office of street vendor enforcement shall be fully operational on or before September 1, 2021 and shall commence enforcement activities on or before such date. Such enforcement activities shall, at a minimum, include a sufficient number of street patrols to inspect or examine the vending activities of at least 75 percent of applicable permittees or licensees on an annual basis. For the purposes of this section, the term "applicable permittees or licensees" means persons issued full-term or temporary permits pursuant to section 17-307 of the administrative code, or persons issued licenses to vend pursuant to sections 17-307 or 17-307.1 of the administrative code, or licenses issued pursuant to section 20-456 of the administrative code. The mayor may establish such office in the executive office of the mayor, within any other office in the executive office of the mayor, or

Explanation: Matter in italics is new, to be added; matter in brackets  
[ ] is old law, to be omitted.

within any department, the head of which is appointed by the mayor. Such office shall have the power and duty to:

a. enforce all local laws and rules related to vending on the streets and sidewalks *and in parks* of the city of New York, other than such local laws and rules related to food safety, including, but not limited to: section 16-118, subchapter 2 of chapter 3 of title 17, *section 18-146*, subchapter 27 of chapter 2 of title 20, and chapter 1 of title 24 of the administrative code; article 89 of the health code; and any rules of the city of New York implementing such laws;

b. focus its enforcement efforts on areas including, but not limited to, areas adjacent to retailers that dedicate substantial floor area to the sale of fresh fruits and vegetables, and any other areas identified by the department of transportation or department of parks and recreation as excessively congested and featuring a high level of complaints about vendor activity, if any;

c. collaborate with the department of small business services to provide training, outreach and education to all street vendors on entrepreneurship and compliance with all applicable local laws and regulations, as well as solicit feedback from the street vendor community;

d. receive all complaints related to street vending on the streets and sidewalks of the city of New York from the 311 service center or from any other means; and

e. engage in such other activities related to enforcement of laws related to vending on the streets and sidewalks *and in parks* of the city of New York, or related to improving compliance with such laws, as may be designated by the mayor. For the purposes of this section, “excessively congested” areas include, but are not limited to, areas where pedestrian volume regularly approaches or exceeds the capacity of the sidewalk.

Explanation: Matter in italics is new, to be added; matter in brackets [ ] is old law, to be omitted.

§ 4. Section 1152 of the New York city charter is amended by adding a new subdivision o, paragraph (1) to read as follows:

*o. (1) The amendments to the charter amending section 13-e and subdivision a of section 753 and adding a new subdivision g to section 753, approved by the electors on November 5, 2024, shall take effect immediately upon certification that the electors have approved such amendments to the charter.*

## Question 3

Section 1. Section 33 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

a. *No public hearing on a proposed local law shall be held by a council committee, and no proposed local law [or budget modification] shall be voted on by [a council committee or] the council, unless[ it]: (i) the council committee, the council, or the speaker has provided no fewer than 8 days' notice of such hearing or the council's intent to vote on such proposed local law, as applicable, to the director of management and budget, provided that such notice shall not be required if the mayor shall have certified as to the necessity for the immediate passage of such local law; and (ii) such proposed local law is accompanied by a fiscal impact statement containing the information set forth in subdivision [b] c of this section.*

b. *No proposed budget modification shall be voted on by a council committee or the council unless such budget modification is accompanied by a fiscal impact statement containing the information set forth in subdivision c of this section.*

c. *A fiscal impact statement required by subdivision a of this section shall contain estimates from the council and the office of management and budget, provided, however, that an estimate from the office of management and budget shall not be required where such office has not provided such estimate to the council at least 3 days before a hearing or vote subject to such subdivision a. A fiscal impact statement required by subdivision b of this section need only contain an estimate from the council. Each such estimate in a fiscal impact statement shall: indicate the fiscal year in which the proposed law or modification would first become effective and the first fiscal year in which the full fiscal impact of the law or modification is expected to occur; and contain an estimate of the fiscal impact of the law or modification on the revenues and expenditures of the city during the fiscal year in*



which the law or modification is to first become effective, during the succeeding fiscal year, and during the first fiscal year in which the full fiscal impact of the law or modification is expected to occur.

[c.] *d.* All agency heads shall promptly provide to any council committee any information that it requests to assist it in preparing a fiscal impact statement.

[d.] *e.* Each *estimate contained in a* fiscal impact statement shall identify the sources of information used in its preparation.

[e.] *f.* If [any of] the estimate [or estimates] contained in [the] *a* fiscal impact [statements are] *statement is* inaccurate, such [inaccuracies] *inaccuracy* shall not affect, impair, or invalidate the local law or budget modification.

§ 2. Section 235 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

§ 235. Preliminary certificate of the mayor on capital debt and obligations. No later than the sixteenth day of January, *or in any calendar year immediately following the election of a mayor, the first day of February*, the mayor shall submit to the council, the comptroller, the borough presidents and the city planning commission and publish a preliminary certificate setting forth the maximum amount of debt and reserves which, in the mayor's opinion, the city may soundly incur for capital projects during the ensuing fiscal year and during each of the following three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which the city, given such maximum amount of debt and reserves, may soundly make during each such fiscal year. At any time up to the submission of the executive capital budget to the council, the mayor may amend such preliminary certificate. Any such amendments shall be submitted to the council, the comptroller,

the borough presidents and the city planning commission, and published forthwith in the City Record.

§ 3. Section 236 of the New York city charter, as amended by local law number 218 for the year 2017, is amended to read as follows:

Not later than the sixteenth day of January, *or in any calendar year immediately following the election of a mayor, the first day of February*, the mayor shall submit to the council and publish a preliminary budget for the ensuing fiscal year. Copies of such budget shall be provided to the council, borough presidents, each community board and borough board, the city planning commission, and the department of city planning. A copy of such preliminary budget shall also be provided to the council not later than the sixteenth day of January, *or in any calendar year immediately following the election of a mayor, the first day of February*, in both a human-readable format or spreadsheet and in a non-proprietary format or spreadsheet that permits automated processing and renders such data capable of being downloaded in bulk or any other format mutually agreed upon between the mayor and the council.

§ 4. Section 237 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

§ 237. Report of independent budget office on revenues and expenditures. On or before the first day of February, *or in any calendar year immediately following the election of a mayor, the fifteenth day of February*, the director of the independent budget office shall publish a report, for the ensuing fiscal year, with respect to expected levels of revenues and expenditures, taking into account projected economic factors and the proposals contained in the preliminary budget submitted

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by the mayor for such fiscal year. Such report shall also include a discussion of city budget priorities, including alternative ways of allocating the total amount of appropriations, expenditures and commitments for such fiscal year among major programs or functional categories taking into account how such alternative allocations will meet major city needs and effect balanced growth and development in the city.

§ 5. Subdivision a of section 249 of the New York city charter, as amended by local law number 218 for the year 2017, is amended to read as follows:

a. Not later than the [twenty-sixth] *first* day of [April] *May*, the mayor shall submit to the council (1) a proposed executive budget for the ensuing fiscal year, and (2) a budget message, both of which, along with any accompanying reports and schedules, shall be printed forthwith. Copies of such proposed executive budget, budget message and any accompanying reports and schedules shall also be provided to the council not later than the [twenty-sixth] *first* day of [April] *May* in both a human-readable format or spreadsheet and in a non-proprietary format or spreadsheet that permits automated processing and renders such data capable of being downloaded in bulk or any other format mutually agreed upon between the mayor and the council.

§ 6. Section 251 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

§ 251. Borough president recommendations on the executive budget. Not later than the [sixth] *thirteenth* day of May, each borough president shall submit to the mayor and the council a response to the mayor's executive budget. Such response shall indicate which of the recommended appropriations submitted by the borough

president pursuant to section two hundred forty-five, which were not included by the mayor in the executive budget, should be considered by the council for inclusion in the budget. Any appropriations recommended in this manner for inclusion in the budget shall be accompanied by recommendations for offsetting reductions in other appropriations within the borough. Any such increases or reductions must be stated separately and distinctly and refer each to a single object or purpose.

§ 7. Section 1152 of the New York city charter is amended by adding a new subdivision o, paragraph (2) to read as follows:

*o. (2) The amendments to the charter amending sections 33, 235, 236, 237, 251, and subdivision a of section 249, approved by the electors on November 5, 2024, shall take effect immediately upon certification that the electors have approved such amendments, provided, however, that the amendments to section 33 shall apply only to proposed local laws for which a public hearing or vote of the council is held after the effective date.*

## Question 4

Section 1. Chapter 2 of the New York city charter is amended by adding a new section 33-a to read as follows:

*§ 33-a. Local laws relating to public safety.*

*a. No proposed local law relating to the public safety operations of the police department, the fire department, or the department of correction shall be voted on by the council unless the council has provided to the public, the mayor and the commissioner of each such department written notice of the council's intent to vote on the proposed local law no sooner than thirty days following such notice. During the period between the provision of notice and a vote on the proposed local law, the mayor or any such commissioner may hold one or more public hearings to solicit additional public comment on such proposed local law, provided, however, that nothing in this section shall limit the authority of the mayor or any commissioner to hold public hearings at other times.*

*b. The speaker may perform functions assigned to the council pursuant to subdivision a of this section.*

*c. The requirements of subdivision a shall not prevent the council or a council committee from amending the proposed local law prior to voting on it, and such amendments shall not require additional notices as long as the notice required by subdivision a has been provided.*

*d. The mayor may waive in writing any requirement imposed by this section.*

§ 2. Section 1152 of the New York city charter is amended by adding a new subdivision o, paragraph (3) to read as follows:

*o. (3) The amendments to the charter adding section 33-a, approved by the electors on November 5, 2024, shall take effect immediately upon certification that the electors have approved such amendments.*

## Question 5

Section 1. Subdivision a of section 204 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

a. Each year not later than the fifteenth day of November, the mayor shall submit to the council, borough presidents, borough boards and community boards a citywide statement of needs concerning city facilities prepared in accordance with the criteria established pursuant to section two hundred three. Copies of the statement shall also be made available to the public in the main branch of the public library in each borough. The statement shall identify by agency and program: (1) all new city facilities and all significant expansions of city facilities for which the mayor or an agency intends to make or propose an expenditure or to select or propose a site during the ensuing two fiscal years and (2) all city facilities which the city plans to close or to reduce significantly in size or in capacity for service delivery during the ensuing two fiscal years. *To the extent practicable, the statement shall also identify for each city facility its condition, function, location, estimated useful life, and whether such facility would enable or benefit from related capital investments in other city facilities.*

§ 2. Section 215 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

a. *For the purposes of this section, the term “ten-year capital strategy” means the report issued by the mayor in accordance with this section and pursuant to section two hundred forty-eight. Such strategy shall be informed by the citywide*



*statement of needs and the capital plant inventory required by sections two hundred four and one thousand one hundred ten-a, respectively.*

b. The ten-year capital strategy shall be issued by the mayor pursuant to section two hundred forty-eight after (i) submission of a preliminary strategy by the department of city planning and the office of management and budget pursuant to section two hundred twenty-eight, and (ii) submission of a report on the preliminary strategy by the city planning commission following a public hearing, pursuant to section two hundred thirty-four.

[b.] c. Contents of ten-year capital strategy. Each ten-year capital strategy shall include:

(1) a narrative describing the strategy for the development of the city's capital facilities for the ensuing ten fiscal years; the factors underlying such strategy including goals, policies, constraints, assumptions, and [the criteria for assessment of] *the city's* capital needs; the anticipated sources of financing for such strategy; and the implications of the strategy, including possible economic, social and environmental effects;

(2) tables presenting the capital commitments estimated to be made during each of the ensuing ten fiscal years, by program category and agency. Where relevant the anticipated sources of financing for particular categories and projects shall be specified; and

(3) a map or maps which illustrate major components of the strategy as relevant.

[c.] d. In the preparation of the preliminary ten-year capital strategy, the department of city planning and office of management and budget shall consider: (i) the strategic policy statements of the mayor and the borough presidents pursuant to section seventeen, (ii) relevant citywide, borough and community plans adopted

pursuant to section one hundred ninety seven-a, [and] (iii) the reports pursuant to section two hundred fifty-seven comparing the most recent ten-year capital strategy with the capital budgets and programs adopted for the current and previous fiscal years, and (iv) *the city's capital needs, as informed by the citywide statement of needs and the capital plant inventory required by sections two hundred four and one thousand one hundred ten-a, respectively, including but not limited to city facility and capital plant conditions and deterioration, geographic distribution, impact on agency function or mission, impact on resiliency, and relevant federal or state conditions or requirements.*

§ 3. Section 228 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

Not later than the [first] day [of November] *the preliminary budget is published pursuant to section two hundred thirty-six* in each [even] *odd*-numbered year, the director of management and budget and the director of city planning shall jointly submit to the mayor, the council, the borough presidents and the city planning commission a draft ten-year capital strategy prepared in accordance with the provisions of section two hundred fifteen.

§ 4. Section 234 of the New York city charter, as added by a vote of the electors at a general election held on November 7, 1989, is amended to read as follows:

Not later than the sixteenth day of [January] *March* in each odd-numbered year, the city planning commission shall submit to the mayor, the borough presidents and the council a report containing its comments on the draft ten-year capital strategy

Explanation: Matter in italics is new, to be added; matter in brackets [ ] is old law, to be omitted.

submitted in accordance with section two hundred twenty-eight of this chapter, including such recommendations as it deems appropriate. The city planning commission, in the preparation of such report, shall, upon adequate public notice, hold a public hearing at which interested organizations and individuals may express their opinions regarding the draft ten-year capital strategy.

§ 5. Section 1152 of the New York city charter is amended by adding a new subdivision o, paragraph (4) to read as follows:

*o. (4) The amendments to the charter amending subdivision a of section 204, and sections 215, 228, and 234, approved by the electors on November 5, 2024, shall take effect on April 1, 2025.*

## Question 6

Section 1. Section 20-h of the New York city charter as added by a vote of the electors at a general election held on November 5, 2019 , is amended to read as follows

[Office of minority and women-owned business enterprises.] *Chief business diversity officer.*

a. Definitions. As used in this section, the following terms have the following meanings:

Agency M/WBE officer. The term “agency M/WBE officer” means a deputy commissioner or other executive officer designated pursuant to subdivision f of section 6-129 of the administrative code.

[Director. The term “director”] *Chief business diversity officer.* The term “*chief business diversity officer*” means the holder of the position defined under paragraph (14) of subdivision c of section 6-129 of the administrative code.

*EBE.* The term “*EBE*” means an emerging business enterprise certified in accordance with section 1304.

M/WBE. The term “M/WBE” means a minority or women-owned business enterprise certified in accordance with section 1304.

Office. The term “office” means the office of [minority and women-owned business enterprises.] *the chief business diversity officer.*

b. Notwithstanding any provision to the contrary contained in section 6-129 of the administrative code, the [director] *chief business diversity officer* shall report directly to the mayor.

c. The mayor shall establish an office of [minority and women-owned business enterprises] *the chief business diversity officer* within any office of the mayor. The head of such office shall be [either the director or an individual who shall report directly to the director] *the chief business diversity officer.*

Explanation: Matter in italics is new, to be added; matter in brackets [ ] is old law, to be omitted.

d. The office shall perform the following duties:

1. Monitor agencies' compliance with section 1304 of the charter and section 6-129 of the administrative code, and assist the [director] *chief business diversity officer* in carrying out [the director's] *their* duties under section 6-129 of the administrative code;

2. *Promote agencies' use of authority under other state and city laws, including but not limited to sections 311 and 324 of the charter, to promote opportunities for small businesses, including M/WBEs and EBEs, to participate in city procurements;*

3. Work with agency staff, including agency M/WBE officers, to facilitate [M/WBE] participation *of M/WBEs and EBEs* in city procurement opportunities;

[3.] 4. Facilitate communication between M/WBEs *and EBEs*, other members of the public and agencies to address [M/WBE-related] concerns *related to such business enterprises;*

[4.] 5. Assist in the development of policies, maintain oversight and help expand agency programming relating to M/WBEs *and EBEs* across all city agencies, *and in the implementation of mentor programs for small businesses pursuant to section 1309 of the charter;*

[5.] 6. Carry out outreach and education efforts regarding programs and opportunities for M/WBEs *and EBEs* to engage in city procurement, including efforts to encourage eligible firms to certify as M/WBEs *and EBEs* with the city;

[6.] 7. Establish and maintain relationships with the public to promote government procurement opportunities for M/WBEs *and EBEs*; and

[7.] 8. Other duties as the mayor may assign.

e. The head of each agency shall cooperate with and furnish to the office such information and assistance as may be required in order for the office to perform its duties.

§ 2. Section 20-h of the New York city charter is amended by adding new subdivision (f) to read as follows:

*f. The chief business diversity officer for the city shall serve as the principal liaison for minority- and women-owned business enterprises. The chief business diversity officer will make recommendations concerning policy, legislation, and regulations relating to minority and women owned business enterprises and emerging business enterprises. Agencies shall coordinate with the chief business diversity officer on matters related to minority and women-owned business enterprises and emerging business enterprises. The chief business diversity officer will also periodically review agency procurement data and relevant research (i) to recommend any changes in the ethnic or gender categories of firms eligible to be certified based on data demonstrating that they have been underutilized in city procurements relative to their availability in the relevant market, (ii) to evaluate the effectiveness of policies and programs for addressing disparities in procurement across the city, and (iii) to propose any necessary adjustments to city policies based on such review.*

§ 3. Paragraph r of subdivision 1 of section 1301 of the New York city charter is amended to read as follows:

r. to issue permits for the taking of motion pictures, and for the taking of photographs and for the use or operation of television cameras and/or any other transmitting television equipment in or about city property, or in or about any street,

park, marginal street, pier, wharf, dock, bridge or tunnel within the jurisdiction of any city department or agency or involving the use of any city owned or maintained facilities or equipment. *Upon designation of the mayor, this function may be performed by another department or unit therein.*

§ 4. Section 3005 of the New York city charter, as added by local law number 22 for the year 2003, is amended to read as follows:

[Archival review] *Municipal archives and library advisory board.*

There shall be in the department [an archival review board which shall consist of five members; two of whom shall be appointed by the speaker, two of whom shall be appointed by the mayor, and one of whom shall be the commissioner, who shall serve ex officio as chairperson of the board. At least one such appointment shall be a professional archivist and at least one other such appointment shall be a professional historian. The members of the commission, other than the chair, shall be appointed within 30 days of the effective date of this section and shall be entitled to reasonable expenses. All appointed members of the commission shall be residents of the city. Members shall serve for terms of four years from such date of appointment. Vacancies in appointed membership of the board shall be filled by appointment by whosoever was responsible for such original appointment. The board shall meet once every 90 days or upon the request of any of its members] *a library and archival review advisory board consisting of nine members. All appointed members of the board shall be residents of the city. Three members of the board shall be appointed by the speaker. The commissioner shall serve ex officio as chair of the board. The mayor shall appoint five additional members, including at least one professional archivist, one librarian and one public historian. The remaining members appointed by the mayor and the speaker shall be representative*

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*of community interests and consideration should be given to appointing members with experience in community engagement, media, cultural institutions and education. Members other than the commissioner shall serve for terms of three years, provided that of those members first taking office, two shall be appointed for one year, three for two years and three for three years. For the members first taking office, the mayor and speaker will each appoint one member for a one-year term and one member for a two-year term; the speaker will appoint one member for a three-year term and the mayor will appoint three members for a three-year term. Members shall serve until successors are appointed and a member shall not be removed from office except by the person or persons who appointed such member or for cause by the mayor. Vacancies in appointed membership of the board shall be filled by appointment by whosoever was responsible for such original appointment. Members of the board, other than the chair, shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties, following the policies of the agency. The board shall meet once every 120 days or upon the request of any of its members and shall consult with the commissioner with respect to subdivisions one and two of section 3004 of this chapter. Any member of such board shall have complete access, during work hours, to inspect and review any appraisal, organization, processing or archiving of city records in the custody of an entity with which an agreement has been entered into for the purpose specified in subdivision five of section 3003. Such board may request and receive from the department, assistance and data as may be necessary for the proper execution of its powers and duties. Such board shall render annually to the mayor a report [reviewing] regarding the development of municipal archives, reference and research services in the government and administration of the city including the*

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archival processing of any city papers during the year for which the report has been written.

§ 6. The heading of section 3007 of the New York city charter, as amended by referendum of the voters in November 1988, is amended to read as follows:

*Departmental [libraries] collections.*

§ 7. Section 3009 of the New York city charter is REPEALED.

§ 8. Section 1152 of the New York city charter is amended by adding a new paragraph (5) to read as follows:

*o. (5) The amendments to the charter adding subdivision f of section 20-h, repealing section 3009, and amending section 20-h, paragraph r of subdivision 1 of section 1301, section 3005, and the heading of section 3007, approved by the electors on November 5, 2024, shall take effect immediately upon certification that the electors have approved such amendments.*