

9/5/80-1570

MAYOR'S COMMITTEE ON CITY MARSHALS

*Executive
Order #44*

By the power vested in me as Mayor of the City of New York, it is hereby ordered:

Section 1. Committee Established. The Mayor's Committee on City Marshals (hereinafter called the Committee is hereby established in the Office of the Mayor.

Section 2. Functions. The Committee shall:

- (a) Establish and publish qualifying criteria for appointment to the office of City Marshal;
- (b) Recruit and receive from any source the names and candidates for the office of City Marshal;
- (c) Consider all relevant information to determine which of the fully qualified candidates are best qualified to serve as City marshals; and
- (d) Recommend up to three qualified persons for appointment to the office of City marshal upon the occurrence of a vacancy in such office.

Section 3. Background and Financial Resources Information. All persons to be recommended to the Mayor for appointment to the office of City marshal shall provide the Department of Investigation with such information relating to their background and financial resources as the Department may require.

Section 4. Recommendations by the Committee. The Committee shall not recommend to the Mayor any person for appointment or reappointment to the office of City Marshal unless:

- (a) The Committee has received a report on such person's background and financial resources from the Department of Investigation; and
- (b) In the case of a reappointment, the Committee has reviewed such person's record of performance in office and has determined it to be satisfactory.

Section 5. Appointment by the Mayor.

- (a) The Mayor shall not appoint or reappoint any person to the office of City marshal unless such person was recommended by the Committee on City Marshals; and
- (b) The Mayor shall not appoint any person to the office of City marshal unless such person has satisfactorily completed such training as the Department of Investigation may require.

Section 6. Committee Membership.

- (a) The committee shall consist of fifteen members, and shall designate the Chairman. The presiding justices of the Appellate Divisions of the Supreme Court for the First and Second Judicial Departments shall each select three members. Three deans of law schools located within the City of New York shall each select a member. Performance of this function shall be rotated annually among such eligible deans.
- (b) The members of the Committee selected by the Mayor and the presiding justices shall serve for a term concurrent with the Mayor's term of office. The members selected by the law school deans shall serve a term of one year.
- (c) Vacancies in the Committee shall be filled in the same manner as initial appointments.
- (d) Members of the Committee shall be selected with due consideration for broad community representation. The membership shall include men and women, lawyers and non-lawyers, and members of minority and other groups who are qualified to perform the functions of the committee.

Section 7 Confidentiality. Committee proceedings and all applications, correspondence, considerations, interviews, transcripts, reports, conclusions and all other records of the Committee shall be confidential and exempt from public disclosure and shall not be disclosed to any person other than the Mayor or his designee.

Section 8. Committee Action and Procedure. The Committee may adopt such procedures and policies as it may deem necessary and appropriate for the proper discharge of its functions, including qualifying criteria for appointment to the office of City marshal.

Section 9. Financing.

- (a) Members of the Committee shall receive no compensation for their service as members.
- (b) Members of the Committee shall be reimbursed for necessary expenses incurred in connection with the responsibilities of the Committee.

Section 10. Effective Date. This Order shall take effect immediately.

EDWARD I. KOCH, MAYOR.

44