



# LEGISLATIVE ETHICS COMMISSION STATE OF NEW YORK

MAIL: LEGISLATIVE OFFICE BUILDING • BOX 75 • ALBANY, NY 12247  
LOCATION: ALFRED E. SMITH STATE OFFICE BUILDING • SUITE 1431 • ALBANY, NY 12247  
PHONE: (518) 432-7837/7838 FAX: (518) 426-6850

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ASSEMBLY CO-CHAIR

LISA P. REID  
EXECUTIVE DIRECTOR/COUNSEL

October 26, 2015

Monica Stamm, Esq.  
General Counsel  
New York State Joint Commission on Public Ethics  
540 Broadway  
Albany, New York 12207

Dear Ms. Stamm:

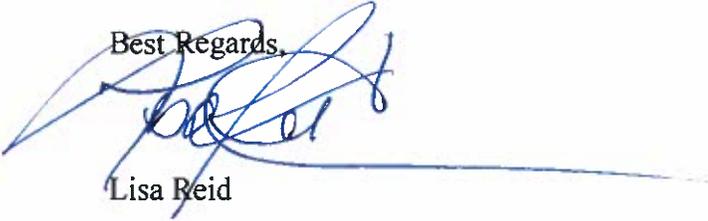
Thank you for sending the revised version of JCOPE's proposed client disclosure regulations (TITLE 19 NYCRR PART 942) which I received this morning. As we discussed, I have had the opportunity to discuss the proposed regulations with some of the Legislative Ethics Commission (LEC) members.

As you know, LEC Commissioners are concerned with portions of the regulations that appear inconsistent with Public Officers Law Section 73-a. The largest concern is raised in Section 942.3(g) which appears as drafted, inconsistent with Public Officers Law Section 73-a (7) which states:

*7. With respect to an application to either the joint commission or the office of court administration for an exemption to disclosing the name of a client or customer in response to questions 8(b-1), 8(b-2) and 8(c), all information which is the subject of or a part of such application shall remain confidential. **The name of the client need not be disclosed by the reporting individual unless and until the joint commission or the office of court administration formally advises the reporting individual that he or she must disclose such names and the reporting individual agrees to represent the client.** Any commissioner or person employed by the joint commission or any person employed by the office of court administration who, intentionally and without authorization from a court of competent jurisdiction releases confidential information related to a request for an exemption received by the commission or the office of court administration shall be guilty of a class A misdemeanor. (emphasis added)*

I would welcome the opportunity to discuss this and other concerns at your earliest convenience.

Best Regards,

A handwritten signature in blue ink, appearing to read 'Lisa Reid', is written over the printed name. The signature is stylized and includes a long horizontal flourish extending to the right.

Lisa Reid