

## Center for Judicial Accountability, Inc. (CJA)

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Friday, September 27, 2019 12:06 PM  
**To:** 'Senate Foil'; 'Robin Marilla'  
**Subject:** FOIL/Records Request: The Legislature's compliance with Legislative Law §90 -- "Internal control responsibilities"

**TO: Secretary of the Senate Alejandra Paulino, Esq.  
Assembly Records Access Officer Robin Marilla**

Legislative Law Article VI (§§89-92) is entitled "Internal Control Responsibilities of the State Legislature". Its §90, entitled "Internal control responsibilities", reads as follows:

"1. The senate and the assembly shall each:

a. establish and maintain by rule guidelines for a system of internal control; and

b. establish and maintain a system of internal control and a program of internal control review for their respective house.

2. In order to identify all the components of the legislature and their responsibilities for the purposes of implementing the provisions of this article, the temporary president of the senate and the speaker of the assembly shall jointly issue, and at their discretion, periodically revise a schedule which lists all components of each of their respective houses of the legislature. The temporary president of the senate and the speaker of the assembly may identify in a schedule components for which joint internal controls and internal control reviews will be established and maintained."

Presumably, the current "guidelines for a system of internal control" that Legislative Law §90(1)(a) required the Senate and Assembly to establish "by rule" are Senate Rule XIII and Assembly Rule VII, each entitled "Guidelines for a System of Internal Controls". If not, pursuant to Senate Rule XIV ("Freedom of Information"), Assembly VIII ("Public Access to Records"), and Public Officers Law Article VI ("Freedom of Information Law" [F.O.I.L]), please furnish the promulgated guidelines and, additionally, records establishing:

1. the current "system of internal control and...program of internal control review" that the Senate and Assembly established pursuant to Legislative Law §90(1)(b);
2. the current schedule listing "all components" of the Senate and Assembly" – including, if identified therein, the "components for which joint internal controls and internal control review" have been – or were to be – established pursuant to Legislative Law §90(2).

Thank you.

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