


2023  
**BUSINESS IN 2022**  
WEEKLY WEBINAR SERIES  
2021  
2020  
2019

 **BOND** SCHOENECK  
& KING ATTORNEYS


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## Introduction

### COVID and Other Public Health Updates



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## TODAY'S AGENDA

**Gabe Oberfield – (12:00PM-12:10PM)**

- Intros / agenda
- Public health updates

**Sam Dobre – (12:10PM-12:20PM)**

- Gun-Free Zones in Times Square – in the Context of New Concealed Carry Law in New York

**Delaney Knapp (12:20PM-12:30PM)**

- E-Filing Now Required for Charities Bureau CHAR500 Annual Reports

**Gianelle Duby (12:30PM-12:40PM)**

- NLRB Proposes New Rule That Would Expand the Scope of Joint Employment

**G. Oberfield – (12:40-12:45PM)**

- Fielding open questions and final remarks



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## COVID Infection Trends & Information



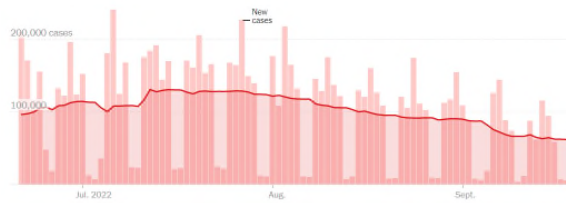
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# Today's COVID Picture, Nationally

Source: New York Times

## New reported cases

All time Last 90 days



	DAILY AVG. ON SEPT. 19	14-DAY CHANGE	TOTAL REPORTED
Cases	59,602	-27%	95,514,933
Test positivity	11%	—	—
Hospitalized	31,367	-13%	—
In I.C.U.s	3,824	-11%	—
Deaths	427	-13%	1,050,282

About this data

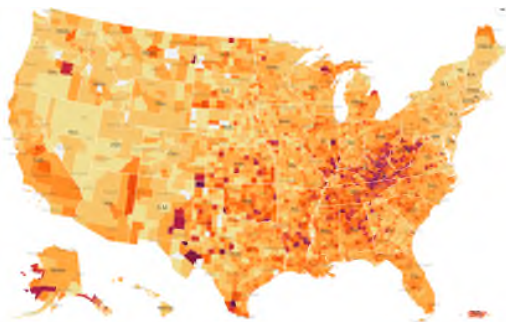
*The drop in reported cases continues...and as has been widely reported, President Biden recently declared the pandemic 'over.'*



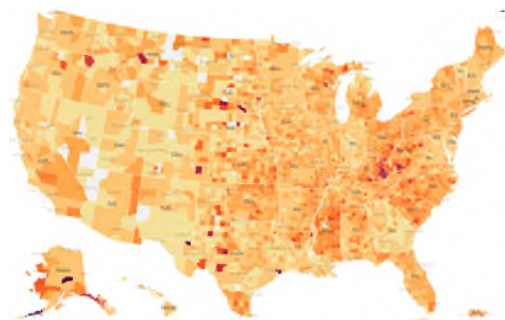
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# Today's COVID Hotspots

Source: New York Times



As of September 6, 2022



September 20, 2022  
*The downward trend continues...*



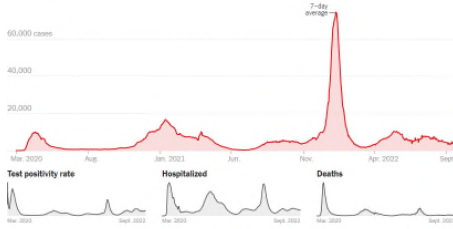
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# Today's COVID Picture, in New York State

Sources: *New York Times* and *Politico*

## New reported cases

All time Last 90 days



	DAILY AVG. ON SEPT 19	14-DAY CHANGE	TOTAL REPORTED
Cases	4,576	+42%	6,055,837
Test positivity	10%	—	—
Hospitalized	2,336	-7%	—
In I.C.U.s	238	-10%	—
Deaths	23	-5%	70,802

Uptick over the preceding two-week period (42%)

Nonetheless:

Gubernatorial Executive Order concerning emergency powers permitted to sunset

### Hochul gives up emergency powers

By EDW ENWALT, ANNA GRANOWSKI and JULIAN SHEN-BEARD | 10/13/2021 10:31 AM EDT

Powered by Gov Edson

As of midnight, New York's emergency declaration for the Covid-19 pandemic is over. Gov. Kathy Hochul said she would not extend the executive order granting her emergency powers, opting to let it lapse instead of renewing it as she has been doing each month.

The emergency powers have become a pet issue for Republican Gov. Lee Zeldin. Now, the governor, who is running for a full term against Republican Rep. Lee Zeldin, New



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# In New York City

Sources: *Politico* & *NYC.gov*

Masking officially optional on mass transit in NYC

## Hochul Lifts Mask Mandate on New York Public Transit

Gov. Kathy Hochul announced that face coverings must still be worn in health care facilities, including hospitals and nursing homes.

Give this article



### Mayor de Blasio Announces Vaccine Mandate for Private Sector Workers, and Major Expansions to Nation-Leading "Key to NYC" Program

December 6, 2021

Vaccine mandate for indoor dining, fitness, and entertainment required for children aged 12-17

Program will require for indoor dining, fitness, and entertainment required for children aged 12-17



Mayor Eric Adams has telegraphed that the private sector workplace vaccination mandate will sunset

- Initiated at the end of the de Blasio administration
- Per *Politico*: "The requirement applies to 184,000 businesses across the five boroughs..."



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# Two-Week Differentials in New York

Source: New York Times

September 6, 2022

September 20, 2022

	CASES DAILY AVG.	PER 100,000	14-DAY CHANGE	TEST POSITIVITY	HOSPITALIZED AVE. PER 100,000	14-DAY CHANGE	DEATHS DAILY AVG.	PER 100,000		CASES DAILY AVG.	PER 100,000	14-DAY CHANGE	TEST POSITIVITY	HOSPITALIZED AVE. PER 100,000	14-DAY CHANGE	DEATHS DAILY AVG.	PER 100,000
New York	3,218	17	-39%	10%	13	-12%	24.0	0.12		4,576	24	+42%	10%	12	-7%	22.7	0.12
Tompkins >	28	27	+32%	13%	15	+33%	<0.1	0.07		19	36	+58%	23%	6	-11%	0.1	0.27
New York City >	2,103	25	-30%	9%	16	-13%	16.1	0.19		17	33	+98%	12%	6	—	0	—
Cattaraugus >	19	25	-30%	18%	12	+45%	0.1	0.19		37	32	+42%	17%	11	-9%	0.3	0.28
Broome >	46	24	+41%	14%	18	+30%	0.1	0.07		32	29	+50%	9%	7	-24%	0	—
Nassau >	326	24	-13%	12%	26	-14%	0.4	0.03		28	29	+52%	15%	9	-8%	0.1	0.15
Sullivan >	18	23	-26%	3%	20	+34%	0	—		422	29	+23%	10%	16	-9%	1.1	0.08
Suffolk >	343	23	-11%	11%	18	-8%	1.4	0.10		13	27	+49%	17%	15	+10%	0	—
Fulton >	12	23	-21%	19%	6	-25%	0	—		366	27	+12%	11%	24	-10%	1.0	0.07
Oswego >	26	22	-9%	17%	13	+30%	<0.1	0.07		13	26	+24%	15%	21	+28%	0	—
Tioga >	10	21	+4%	16%	16	+30%	0	—		121	26	+50%	13%	11	-13%	0.4	0.09
Onondago >																	



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# Monkeypox and Polio

Sources: CDC.gov, governor.ny.gov

CDC Centers for Disease Control and Prevention  
CDC 24/7: Saving Lives, Protecting People

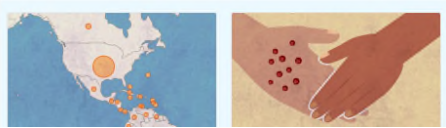
Monkeypox

Isaiah

## Monkeypox Signs and Symptoms

Monkeypox symptoms usually start within 3 weeks of exposure to the virus. The illness typically lasts 2-4 weeks. Know the symptoms of monkeypox and when to contact a healthcare professional.

Learn about Signs & Symptoms



No. 21

### EXECUTIVE ORDER

#### DECLARING A DISASTER IN THE STATE OF NEW YORK

WHEREAS, a case of monkeypox was identified on July 21, 2022, in an unvaccinated resident of Rockland County who had no international travel during the incubation period for polio;

WHEREAS, the poliovirus that infected the Rockland County individual has been identified as a case of vaccine-derived poliovirus, the last of which was identified in New York in 1995;

WHEREAS, genetically related polioviruses have been detected in wastewater samples collected in Orange, Rockland, and Sullivan counties in April, May, June, July, and August 2022;

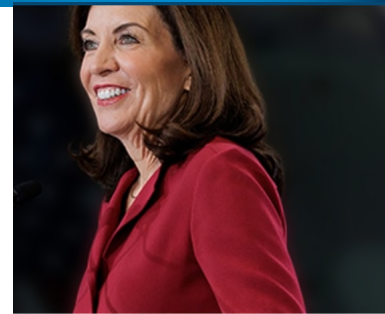
WHEREAS, polio was declared eliminated in the United States in 1979, primarily due to high vaccination rates against polio;

WHEREAS, routine vaccination rates against polio across all ages have decreased throughout the COVID-19 pandemic and vaccine hesitancy has increased;

WHEREAS, vaccination rates against polio among 2-year-old children in New York is 71.96%, and is significantly less than that in several countries and six states;

WHEREAS, local health departments are actively responding to the poliovirus outbreak through investigation, reporting, contact identification and monitoring, vaccine administration for exposed contacts and focused current high-risk populations, and education and outreach;

WHEREAS, the State government must support the municipalities, localities, and counties in their efforts to facilitate and administer vaccinations and test for poliovirus, and to prevent the disease from continuing to spread;



For both pathogens, continuing monitoring underway

Concerning polio, Gov. Hochul declares a State of Emergency



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## Gun-Free Zones in Times Square – in the Context of New Concealed Carry Law in New York



### Samuel Dobre

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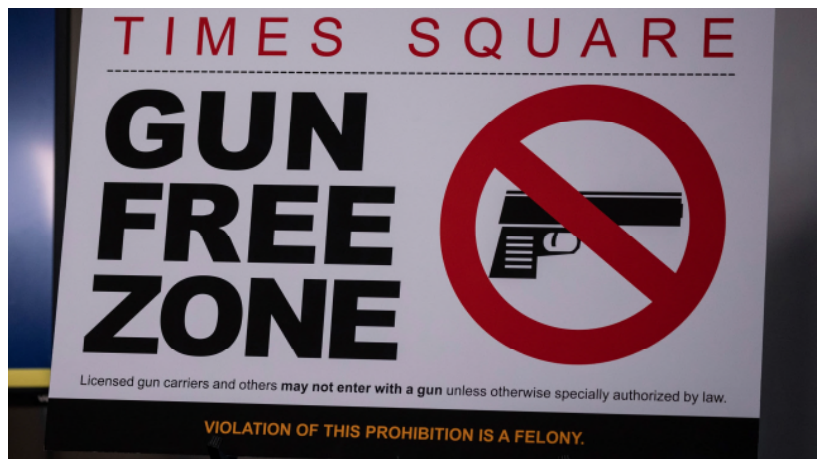


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## Concealed Carry Law In New York

### Recommendations:

- 1) “Gun Free Zone” sign/notice in an open area in the workplace
- 2) Amending standard policies relating to prohibition of weapons



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## E-Filing Now Required for Charities Bureau CHAR500 Annual Reports



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## Attorney General's Charities Bureau

- Charitable organizations operating in New York State are required by law to register and file annual financial reports with the Attorney General's Office.
- This includes any organization that conducts charitable activities, holds property that is used for charitable purposes, or solicits financial or other contributions (including grants from foundations and government grants) .
- Among the organizations exempt from registration are religious organizations (houses of worship) and other charitable organizations run by religious organizations, educational institutions that file annual reports with the New York State Department of Education, and governmental agencies.



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## Annual Filing Requirements

- Registered charitable organizations are required by law to file annual financial reports with the Attorney General's Charities Bureau.
- This includes the CHAR500 form and, if applicable, a copy of the IRS Form 990, 990-EZ, 990-PF and all supporting schedules, a copy of an independent Certified Public Accountant's Review or Audit Report, and appropriate fee.



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## Move to Mandatory E-Filing – September 19<sup>th</sup>

- All annual filings must be submitted electronically through new online system.
- Since providing the option to e-file, the Charities Bureau has found that the online system has streamlined the annual filing process, minimized review time, and reduced errors and incomplete annual submissions.
- Through assisting clients with their filings, we have also noticed that using the online system significantly reduces the time for approved filings to be posted to the Charities Bureau's online registry.



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## E-Filing Specific Requirements

- **Registration Number**

- After creating an account, the preparer will need to enter the six-digit New York State registration number associated with the organization to begin the annual filing.
- This can be located on any previously filed CHAR500 annual filing, or by searching for the organization on the Charities Bureau registry.



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The screenshot shows the website for the Charities Bureau of the New York State Office of the Attorney General. The header includes the logo for CHARITIES NYS.COM and the New York State Office of the Attorney General. A navigation menu contains links for Home, Charities, Trusts & Estates, Donors, and Forms. A sidebar on the left lists various resources such as 'About the Charities Bureau', 'Complaint Form', 'FAQs', 'Guides & Publications', 'Helpful Websites', 'Pennies for Charity', 'Search the Registry', 'Statutes & Regulations', 'Online Seminars', and 'Contact Us'. The main content area is titled 'Welcome to the Charities Bureau Registry Search' and provides instructions on how to search for organizations, including details about registration status and contact information for the Charities Bureau. It also includes a search form with fields for Registration ID, EIN, and Organization Name, along with radio buttons to select search criteria (Contains or Begins with) and a note about optional limits for name search.



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## E-Filing Specific Requirements

### • Supporting Documentation

- Any supplemental attachments to the CHAR500 will now be uploaded to the online system. This may include copies of (i) IRS Form 990, 990-EZ or 990-PF; (ii) Certified Public Accountant's Audit or Review Report; and/or (iii) certificate of amendment of certificate of incorporation (if the name of the organization changed).
- Note that the online system will only accept PDF versions of the documents that are under 10 MB.



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## E-Filing Specific Requirements

### • Contact Information for Signatories

- Organizations are now required to provide two *electronic* signatures to submit the annual filing.
  - President or other authorized officer
  - Person with fiscal responsibility of the organization: (i) chief financial officer; (ii) treasurer; (iii) comptroller; (iv) chief operating officer; or (v) director of finance.
- Once the annual filing is complete, the preparer will enter the email addresses of the two signatories and the system will send signature requests to each signatory directly. The preparer will be notified by email once both signatures have been obtained and provided further instructions to submit the annual filing, including whether payment is required.



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## Ongoing Compliance

- The efficiency of the electronic filing system also allows preparers to quickly bring organizations into compliance with past due annual filings (for 2019 tax year and beyond), so this is a good opportunity to review your organization's page on the registry and confirm whether any filings are outstanding (for 2018 tax year or earlier, hard copy filings must be submitted, or organizations can use [form990.org](http://form990.org) to e-file).

### Documents Available:

Underlined documents can be viewed by clicking on the documents' names. When clicking on a document, depending on the browser you are using, it may be necessary to select a choice other than Open to access the document. For example, if given the choices Open and Save, it may necessary to click on Save to view the document.

Registration Documents	Received
<u><a href="#">Bylaws/organizational rules</a></u>	11/05/2015
<u><a href="#">Registration Statement for Charitable Organizations</a></u>	11/05/2015
<u><a href="#">Certificate of Incorporation</a></u>	11/05/2015
<u><a href="#">IRS Tax-Exempt application</a></u>	11/05/2015
<u><a href="#">IRS Determination Letter</a></u>	11/05/2015
Annual Filing for Charitable Organizations	Fiscal Year End
<u><a href="#">Annual Filing for Charitable Organizations</a></u>	12/31/2021
<u><a href="#">Annual Filing for Charitable Organizations</a></u>	12/31/2020
<u><a href="#">Annual Filing for Charitable Organizations</a></u>	12/31/2019
<u><a href="#">Annual Filing for Charitable Organizations</a></u>	12/31/2018
<u><a href="#">Annual Filing for Charitable Organizations</a></u>	12/31/2017

## NLRB Proposes New Rule That Would Expand the Scope of Joint Employment



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## Questions



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### COVID and Other Public Health Updates

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### **New York Employment Law: The Essential Guide**

NYS Bar Association Members can buy the book from the bar [here](#).

Non-NYS Bar Association Members can purchase through Amazon [here](#).



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## Thank You

The information in this presentation is intended as general background information.

It is not to be considered as legal advice.

Laws can change often, and information may become outdated.

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