

**Introduced by:** Alternate Deputy Presiding Officer Howard Kopel and Legislator Steven D. Rhoads

LOCAL LAW NO. 16 - 2021

A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE OF NASSAU COUNTY IN RELATION TO THE PROHIBITION OF DISCRIMINATORY ANTI-COMPETITIVE BUSINESS PRACTICES BY COMPANIES THAT PARTICIPATE IN BOYCOTT DIVEST SANCTIONS ACTIVITIES

APPROVED AS TO FORM



Majority Counsel

Passed by the Nassau County Legislature on September 27, 2021

Voting: Ayes: 17, Nays: 0, Abstained: 1

Became a Law on October 13, 2021 with the approval of the County Executive

WHEREAS, the Boycott Divest Sanctions movement (BDS) is a political movement designed to inflict economic damage upon the nation of Israel through the boycott of its goods and services and divestment of Israeli companies;

WHEREAS, the BDS is a damaging and discriminatory policy being perpetrated by a mounting number of entities; and

WHEREAS, the BDS movement is nothing more than thinly veiled anti-Semitism, designed to cause economic and reputational harm to Israel, an important ally of the United States; and

WHEREAS, companies that engage in BDS activities or other discriminatory policies are anti-competitive and may prevent the procurement of goods or services of the best quality and at the most competitive prices; now, therefore

BE IT ENACTED by the County Legislature of Nassau as follows:

Section 1. §7-5.0(b) of Chapter VII of the Nassau County Administrative Code is amended by adding the following subsections:

- viii. Upon notification from the County, no business that has entered into a contract with Nassau County shall sell or distribute at any County-owned or operated location any products that are procured from or provided by any

individual, business, or entity or subsidiary that participates in Boycott or BDS Activity.

§2. Severability. If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

§3 It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L., section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§4 This local law shall take effect immediately.

**APPROVED**

**County Executive**

**Date** 10-13-21