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**THE SENATE**  
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**ALBANY 12247**

**ROBERT G. ORTT**  
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April 19, 2021

Ms. Beth Garvey  
Counsel to the Governor  
The Capitol  
Albany, New York 12247

Dear Ms. Garvey:

I write to request that Governor Andrew M. Cuomo comply with Chapter 71 of the Laws of 2021, legislation that requires the Governor to publicly post on the website for the Office of the Governor, "the need for extension or modification of such directive and the threat to the public health or safety that requires the extension or modification." Furthermore, pursuant to Subdivision (b) of Section 3 of Chapter 71 of the Laws of 2021 "such website shall be updated upon the issuance of every suspension or directive pursuant to this act."

On April 6, 2021, the Governor issued Executive Order 202.101, which extended all of the previously issued directives under Executive Order 202 and each successor Executive Order to 202 for an additional thirty days. However, of the 182 directives that were extended or modified by Executive Order 202.101, the Governor's website has only posted the "need" for extension or modification of seven of those directives. This is a clear violation of Chapter 71 of the Laws of 2021.

While the Senate and Assembly Majorities have claimed this legislation was a rollback of the Governor's extraordinary powers, in actuality, nothing has been done to curtail these superpowers. The Governor has ignored this law, failing to provide reasoning behind the extension or modification of 175 directives.

The public has a right to know the Governor's reasoning behind his continued control over almost every aspect of New Yorker's lives. Directives have been made with no scientific reasoning, or any reasoning at all. These include a curfew on restaurants and bars and the requirement that food be served with alcoholic beverages.

For these reasons, I request the Governor publicly post the justifications for any extensions or modifications of directives to his website immediately.

Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robt G. Ort'.

Robert G. Ort  
New York State Senate Minority Leader

Cc: Leader Andrea Stewart-Cousins  
Speaker Carl Heastie