

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 1992**

No. 64

Introduced by Council Member Alter (by the request of the Mayor); also Council Members Povman and Robinson.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to keymakers and to repeal subdivision b of section 20-301 of such code

Be it enacted by the Council as follows:

Section 1. The title of subchapter 15 of chapter 2 of title 20 of the administrative code of the city of New York is amended to read as follows:

Subchapter 15

Locksmiths [and Keymakers]

§ 2. Sections 20-298, 20-299 and 20-300 of the administrative code of the city of New York are amended to read as follows:

§ 20-298 Definitions. Whenever used in this subchapter, the [following terms shall mean:

1. "Locksmith." A] *term "locksmith" shall mean a person dealing in the mechanical actions, and the correct operations of all locks, key or keyless, or similar devices, and whose trade or occupation is [duplicating keys,] repairing, servicing, installing, inspecting, opening and closing such locks by mechanical means, other than with the regular key made for the purpose, without altering, marring or destroying the original condition or effectiveness of such locks or similar devices in any shape or manner, or a maker or manufacturer of locks, pressure keys, skeleton keys, pass keys, jigs, or any other mechanical device to aid a locksmith in the plying of his or her trade.*

[2. "Keymaker." A person, other than a locksmith, who shall duplicate keys only.]

§ 20-299 License required. It shall be unlawful for any person to carry on the business, trade or occupation of a locksmith, [or a keymaker,] or for any person employed in a hotel, apartment house, office building, store, garage, service station, luggage shop, or any other establishment, to perform the duties of a locksmith [or a keymaker], without a license therefor.

§ 20-300 License [fees] *fee*. The fee for a locksmith's license shall be fifty dollars[, and for a keymaker's license, twenty-five dollars].

§ 3. Subdivision b of section 20-301 of the administrative code of the city of New York is REPEALED.

§ 4. Subdivision c of section 20-301 of the administrative code of the city of New York, as amended by local law number 11 for the year 1992, is amended to read as follows:

[c] b. Every licensed locksmith [and keymaker] shall keep a book in which he or she is to record: (1) the name and address of every person ordering master keys, keys by number, or ordering the opening of a locked item and the date and time such work was done; and (2) the means relied upon to identify any person ordering the opening of a locked item and to verify ownership of a locked item or authorization to order the opening of a locked item. Such book shall be open at all reasonable times for inspection by the commissioner, any departmental inspector, any police officer, or any person duly authorized by the commissioner.

§ 5. Subdivisions d and e of section 20-301 of the administrative code of the city of New York, as added by local law number 11 for the year 1992, are relettered subdivisions c and d.

§ 6. Sections 20-303, 20-304 and 20-305 of the administrative code of the city of New York are amended to read as follows:

§ 20-303 Keys to be marked. All keys made by a licensed locksmith [or keymaker] shall be stamped with his or her name and address or with the license number issued to him or her by the commissioner. All master keys in addition shall bear the word "master", and duplicates shall be made only upon the signed order of the owner of the locks which such keys are designed to operate or his or her authorized agent. Master keys shall be made only by a licensed locksmith.

§ 20-304 Licenses to be displayed. Every licensed locksmith [or keymaker] shall display the license issued hereunder in a conspicuous place where it can be readily seen by anyone entering the premises where the business is conducted. Where the licensed locksmith [or keymaker] is not in business for himself or herself but is employed by another, it shall be incumbent upon the licensee and his or her employer to display the license hereunder in a conspicuous place where it can be readily seen by anyone entering the premises wherein the business is conducted. Where more than one locksmith [or keymaker] is employed in such premises the license of the person then in charge need only be displayed. In the case of an itinerant locksmith [or keymaker] the license shall be on his or her person or prominently displayed upon the working kit he or she may carry or upon any vehicle which he or she may use in the plying of his or her trade or occupation.

§ 20-305 Prohibition as to itinerant locksmiths [and keymakers]. It shall be unlawful for any licensed itinerant locksmith [or keymaker] to ply his or her trade or occupation or maintain a stand within five hundred feet of any store or other permanent place of business of a licensed locksmith [or keymaker], or at any other place upon the streets or highways of the city where police regulations will not permit.

§ 7. Notwithstanding any other provision of law, any keymaker's license issued by the commissioner of consumer affairs pursuant to subchapter 15 of chapter 2 of title 20 of the administrative code of the city of New York prior to the effective date of this local law shall become null and void and be of no further effect as of the effective date of this local law. Notwithstanding any other provision of law, if the holder of such keymaker's license surrenders the license within 60 days after the effective date of this local law to the department of consumer affairs, such holder may receive a refund of an amount equal to the fee for the keymaker's license prorated to the unexpired portion of the keymaker's license term.

§ 8. No action or proceeding, civil or criminal, pending at the time when this local law shall take effect shall be affected or abated by the adoption of this local law or by anything contained herein and all such actions or proceedings may be continued notwithstanding the adoption of this local law.

§ 9. This local law shall take effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, S.S.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on July 9, 1992, and approved by the Mayor on July 23, 1992.

CARLOS CUEVAS, City Clerk, Clerk of the Council

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW § 27

Pursuant to the provisions of Municipal Home Rule Law § 27, I hereby certify that the enclosed local law (Local Law 64 of 1992, Council Int. No. 483) contains the correct text and:

Received the following vote at the meeting of the New York City Council on July 9, 1992:
46 for, 2 against.

Was approved by the Mayor on July 23, 1992.

Was returned to the City Clerk on July 23, 1992.

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel