



Legislation Details (With Text)

File #: Int 0050-2024 **Version:** A **Name:** Requiring food vendors to obtain a certificate of authority to collect sales tax, repeal sections 17-310 & 20-457 of such code, relating to tax clearance and minimum tax payments for renewal of mobile food licenses, permits and general vending licenses.

Type: Introduction **Status:** Enacted

In control: Committee on Consumer and Worker Protection

On agenda: 2/8/2024

Enactment date: 3/29/2024 **Enactment #:** 2024/052

Title: A Local Law to amend the administrative code of the city of New York, in relation to the requirement of food vendors to obtain a certificate of authority to collect sales tax, to repeal sections 17-310 and 20-457 of such code, relating to tax clearance and minimum tax payments for the renewal of mobile food licenses and permits and general vending licenses, and to make other technical corrections

Sponsors: Julie Menin, Althea V. Stevens, Gale A. Brewer, Crystal Hudson, Julie Won, Erik D. Bottcher, Lynn C. Schulman, Carlina Rivera, Amanda Farías

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| Date | Ver. | Action By | Action | Result |
|-----------|------|---|-----------------------------|--------|
| 1/31/2024 | * | Committee on Consumer and Worker Protection | Hearing on P-C Item by Comm | |
| 1/31/2024 | * | Committee on Consumer and Worker Protection | P-C Item Laid Over by Comm | |
| 2/8/2024 | * | City Council | Introduced by Council | |
| 2/8/2024 | * | City Council | Referred to Comm by Council | |
| 2/28/2024 | * | Committee on Consumer and Worker Protection | Hearing Held by Committee | |
| 2/28/2024 | * | Committee on Consumer and Worker Protection | Amendment Proposed by Comm | |
| 2/28/2024 | * | Committee on Consumer and Worker Protection | Amended by Committee | |
| 2/28/2024 | A | Committee on Consumer and Worker Protection | Approved by Committee | Pass |
| 2/28/2024 | A | City Council | Approved by Council | Pass |
| 2/28/2024 | A | City Council | Sent to Mayor by Council | |
| 3/29/2024 | A | Administration | City Charter Rule Adopted | |
| 4/1/2024 | A | City Council | Returned Unsigned by Mayor | |

Int. No. 50-A

By Council Members Menin, Stevens, Brewer, Hudson, Won, Bottcher, Schulman, Rivera and Farías

A Local Law to amend the administrative code of the city of New York, in relation to the requirement of food vendors to obtain a certificate of authority to collect sales tax, to repeal sections 17-310 and 20-457 of such code, relating to tax clearance and minimum tax payments for the renewal of mobile food licenses and permits and general vending licenses, and to make other technical corrections

Be it enacted by the Council as follows:

Section 1. Paragraph 4 of subdivision b of section 17-309 of the administrative code of the city of New York is amended to read as follows:

4. [Proof] Where the application is for a permit, proof that the applicant has obtained a certificate of authority to collect sales taxes pursuant to section eleven hundred thirty-four of the tax law [and has a tax clearance certificate from the state tax commission of the state of] from the New York state department of taxation and finance.

§ 2. Section 17-310 of the administrative code of the city of New York is REPEALED.

§ 3. Paragraph 4 of subdivision b of section 17-317 of the administrative code of the city of New York, as added by local law number 15 for the year 1995, is amended to read as follows:

4. [with respect to renewal of a food vendor license, a licensee is not in compliance with the rules promulgated by the commissioner of finance pursuant to subdivision b of section 17-310 of this subchapter] Reserved.

§ 4. Paragraph 4 of subdivision b of section 20-455 of the administrative code of the city of New York is amended to read as follows:

4. Proof that the applicant has complied with all applicable laws, including compliance with section eleven hundred thirty-four of the tax law by obtaining from the [state tax commission of the state of] New York state department of taxation and finance a certificate of authority designating the applicant's sales tax identification number [and a tax clearance certificate].

§ 5. Section 20-457 of the administrative code of the city of New York is REPEALED.

§ 6. Paragraph 5 of subdivision c of section 20-474.1 of the administrative code of the city of New York, as added by local law number 113 for the year 1989, is amended to read as follows:

5. Proof that the applicant has obtained from the [state tax commission of the state of] New York state department of taxation and finance a certificate of authority designating the applicant's sales tax identification number;

§ 7. This local law takes effect immediately.

SS
LS #10981
2/20/24