Legislation Details (With Text)

File #:	Int 0432-2014 **Version:** *	**Name:**	Allowing ill or incapacitated street vendors to transfer their license to a family member
Type:	Introduction	**Status:**	Filed (End of Session)
		In control:	Committee on Consumer Affairs
On agenda:	8/21/2014		
Enactment date:		**Enactment #:**	
Title:	A Local Law to amend the administrative code of the city of New York, in relation to allowing ill or incapacitated street vendors to transfer their license to a family member.		
Sponsors:			
Indexes:			
Attachments:	1. Summary of Int. No. 432, 2. Committee Report 10/26/16, 3. Hearing Testimony 10/26/16, 4. Hearing Transcript 10/26/16		

Date	Ver.	Action By	Action	Result
8/21/2014	*	City Council	Introduced by Council	
8/21/2014	*	City Council	Referred to Comm by Council	
10/26/2016	*	Committee on Consumer Affairs	Hearing Held by Committee	
10/26/2016	*	Committee on Consumer Affairs	Laid Over by Committee	
12/31/2017	*	City Council	Filed (End of Session)	

Int. No. 432

By Council Members Chin, Barron, Eugene, Koo, Mendez, Van Bramer, Rodriguez, Menchaca and Salamanca

A Local Law to amend the administrative code of the city of New York, in relation to allowing ill or incapacitated street vendors to transfer their license to a family member.

Be it enacted by the Council as follows:

Section 1. Paragraph 1 of subdivision d of section 17-314.1 of subchapter 2 of chapter 3 of title 17 of the administrative code of the city of New York is amended to read as follows:

1. the commissioner may[, in his or her discretion,] transfer a permit to a dependent husband, wife, domestic partner or child of [an incapacitated or deceased] a person to whom the permit was issued under this subchapter who is deceased, becomes incapacitated or is unable to vend due to a medical condition or illness. A permitee who seeks to transfer his or her permit as such, must submit a request to the commissioner. If such permitee is deceased or incapacitated, the request may be submitted by an agent, domestic partner, child or

spouse of such permitee. The commissioner shall approve such transfer where the permitee, or permitee's agent, domestic partner, child or spouse has proven, in a manner to be determined by the commissioner, that: such permitee is deceased, incapacitated or unable to vend due to a medical condition or illness; and (ii) the prospective transferee is a dependent domestic partner, child, or spouse of the permitee. Upon approval of such transfer, the department shall issue a permit to the transferee;

§ 2. Subdivision d of section 20-464 of subchapter 27 of chapter 2 of title 20 of the administrative code of the city of New York is amended to read as follows:

d. Not sell, lend, lease or in any manner transfer his or her license or any interest therein unless prior approval of the commissioner has been obtained. Notwithstanding the aforementioned, where a general vendor licensed pursuant to this subchapter is deceased, becomes incapacitated or is unable to vend due to a medical condition or illness, such general vendor may transfer his or her license to a dependent domestic partner, child, or spouse. A general vendor who seeks to transfer his or her general vending license as such, must submit a request to the commissioner. If a general vendor is deceased or incapacitated, such request may be submitted by an agent, domestic partner, child or spouse of such general vendor. The commissioner shall approve such transfer where the general vendor, or general vendor's agent, domestic partner, child or spouse has proven, in a manner to be determined by the commissioner, that: (i) such general vendor is deceased, incapacitated or unable to vend due to a medical condition or illness; and (ii) the prospective transferee is a dependent domestic partner, child, or spouse of the general vendor. Upon approval of such transfer, the department shall issue a general vending license to the transferee.

§ 3. This local law shall take effect 120 days after it shall have been enacted into law; provided that the commissioner and the commissioner of the police department may take any actions necessary prior to such effective date for the implementation of this local law including, but not limited to, promulgating rules.

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