



Legislation Details (With Text)

**File #:** Int 0832-2018 **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 and Business Licensing

**On agenda:** 4/25/2018

**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:** Margaret S. Chin, Mark Levine, Diana I. Ayala, Carlina Rivera, Kalman Yeger

**Indexes:**

**Attachments:** 1. Summary of Int. No. 832, 2. Int. No. 832, 3. April 25, 2018 - Stated Meeting Agenda with Links to Files, 4. Hearing Transcript - Stated Meeting 4-25-18, 5. Minutes of the Stated Meeting - April 25, 2018, 6. Committee Report 4/11/19, 7. Hearing Testimony 4/11/19, 8. Hearing Transcript 4/11/19

Date	Ver.	Action By	Action	Result
4/25/2018	*	City Council	Introduced by Council	
4/25/2018	*	City Council	Referred to Comm by Council	
10/10/2018	*	City Council	Re-referred to Committee by Council	
4/11/2019	*	Committee on Consumer Affairs and Business Licensing	Hearing Held by Committee	
4/11/2019	*	Committee on Consumer Affairs and Business Licensing	Laid Over by Committee	
12/31/2021	*	City Council	Filed (End of Session)	

Int. No. 832

By Council Members Chin, Levine, Ayala, Rivera and Yeger

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 permittee who seeks to transfer his or her permit as such, must submit a request to the commissioner. If such permittee is deceased or incapacitated, the request may be submitted by an agent, domestic partner, child or spouse of such permittee. The commissioner shall approve such transfer where the permittee, or permittee's agent, domestic partner, child or spouse has proven, in a manner to be determined by the commissioner, that: such permittee 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 permittee. 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 has been enacted into law.

RC

LS1927/Int. No. 432-2014

LS 875

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