



Legislation Details (With Text)

File #: Int 0070-2002 **Version:** A **Name:** Civil penalties for violations of the littering law.
Type: Introduction **Status:** Enacted
In control: Committee on Sanitation and Solid Waste Management
On agenda: 3/13/2002
Enactment date: 1/7/2003 **Enactment #:** 2003/001
Title: A Local Law to amend the administrative code of the city of New York, in relation to civil penalties for violations of the littering law.
Sponsors: Gifford Miller, Christine C. Quinn, Michael C. Nelson, Bill Perkins, Michael E. McMahon, Leroy G. Comrie, Jr., Bill De Blasio, Lewis A. Fidler, Melinda R. Katz, G. Oliver Koppell, Miguel Martinez, Hiram Monserrate, Domenic M. Recchia, Jr., Diana Reyna, Joel Rivera, Larry B. Seabrook, Helen Sears, Kendall Stewart, David I. Weprin, Gale A. Brewer, John C. Liu, Robert Jackson, Alan J. Gerson, Andrew J. Lanza, James S. Oddo, James F. Gennaro, David Yassky, Eva S. Moskowitz
Indexes:
Attachments: 1. Committee Report 6/13/02, 2. Hearing Transcript 6/13/02, 3. Committee Report 11/15/02, 4. Hearing Transcript 11/15/02, 5. Hearing Transcript - Stated Meeting - 12/18/02, 6. Fiscal Impact Statement, 7. Local Law

Date	Ver.	Action By	Action	Result
3/13/2002	*	City Council	Introduced by Council	
3/13/2002	*	City Council	Referred to Comm by Council	
6/13/2002	*	Committee on Sanitation and Solid Waste Management	Laid Over by Committee	
6/13/2002	*	Committee on Sanitation and Solid Waste Management	Hearing Held by Committee	
11/15/2002	*	Committee on Sanitation and Solid Waste Management	Hearing Held by Committee	
11/15/2002	A	Committee on Sanitation and Solid Waste Management	Approved by Committee	Pass
11/15/2002	*	Committee on Sanitation and Solid Waste Management	Amended by Committee	
11/15/2002	*	Committee on Sanitation and Solid Waste Management	Amendment Proposed by Comm	
11/20/2002	A	City Council	Laid Over by Council	
11/25/2002	A	City Council	Laid Over by Council	
12/4/2002	A	City Council	Laid Over by Council	
12/18/2002	A	City Council	Approved by Council	Pass
12/18/2002	A	City Council	Sent to Mayor by Council	
1/7/2003	A	Mayor	Hearing Held by Mayor	
1/7/2003	A	Mayor	Signed Into Law by Mayor	
1/8/2003	A	City Council	Recved from Mayor by Council	

Int. No. 70-A

Introduced by the Speaker (Council Member Miller) and Council Members Quinn, Nelson, Perkins, McMahon, Comrie, DeBlasio, Fidler, Katz, Koppell, Martinez, Monserrate, Recchia Jr., Reyna, Rivera, Rodriguez, Seabrook, Sears, Stewart, Weprin, Brewer, Liu, Lanza and Oddo; also Council Members Gennaro, Yassky and Moskowitz

A Local Law to amend the administrative code of the city of New York, in relation to civil penalties for violations of the littering law.

Be it enacted by the Council as follows:

Section 1. Subdivision 9 of section 16-118 of the administrative code of the city of New York, as added by local law number 13 for the year 1977, is amended to read as follows:

9. Any person violating the provisions of this section shall be liable [and responsible] for a civil penalty of not less than fifty dollars nor more than two hundred fifty dollars, except that for a second violation of subdivision one, three, four, or six of this section within any twelve-month period, such person shall be liable for a civil penalty of not less than two hundred fifty dollars nor more than three hundred fifty dollars and for a third or subsequent violation of subdivision one, three, four or six of this section within any twelve-month period such person shall be liable for a civil penalty of not less than three hundred fifty dollars nor more than four hundred fifty dollars.

§2. Subdivision 11 of section 16-118 of the administrative code of the city of New York, as added by local law number 13 for the year 1977, is amended to read as follows:

11. In the event that a violator fails to answer such notice of violation, appearance ticket or summons within the time provided therefor by the rules and regulations of the environmental control board, he or she shall become liable for additional penalties. The additional penalties shall not exceed four hundred fifty dollars for each violation.

§3. Subdivision f of section 16-120 of the administrative code of the city of New York, as added by local law number 55 for the year 1979, is amended to read as follows:

f. Any person violating the provisions of this section shall be liable for a civil penalty of not less than twenty-five nor more than one hundred dollars for the first violation, except that for a second violation of this

section within any twelve-month period such person shall be liable for a civil penalty of not less than one hundred dollars nor more than two hundred dollars and for a third or subsequent violation within any twelve-month period such person shall be liable for a civil penalty of not less than two hundred dollars nor more than three hundred dollars.

§4. Subdivision h of section 16-120 of the administrative code of the city of New York, as added by local law number 55 for the year 1979, is amended to read as follows:

h. In the event that a person fails to answer such notice of violation within the time provided therefor by the environmental control board, that person shall become liable for additional penalties. The additional penalties shall not exceed [fifty] three hundred dollars for each violation.

§5. Subdivision h of section 16-123 of the administrative code of the city of New York, as added by local law number 9 for the year 1977, is amended to read as follows:

h. Any person violating the provisions of subdivisions (a) or (b) of this section shall be liable and responsible for a civil penalty of not less than ten dollars nor more than one hundred fifty dollars for the first violation, except that for a second violation of section subdivision of (a) or (b) within any twelve-month period such person shall be liable for a civil penalty of not less than one hundred fifty dollars nor more than two hundred fifty dollars and for a third or subsequent violation of subdivision (a) or (b) within any twelve-month period such person shall be liable for a civil penalty of not less than two hundred fifty dollars nor more than three hundred fifty dollars.

§6. Subdivision j of section 16-123 of the administrative code of the city of New York, as added by local law number 9 for the year 1977, is amended to read as follows:

j. In the event that a violator fails to answer such notice of violation, appearance ticket or summons within the time provided therefor by the rules and regulations of the environmental control board, he or she shall become liable for additional penalties. The additional penalties shall not exceed three hundred fifty dollars for each violation.

§7. This local law shall take effect immediately.