



Legislation Details (With Text)

File #: Int 0286-2002 **Version:** A **Name:** Increasing the penalties for the sale of aerosol spray paint cans and broad tipped indelible markers.

Type: Introduction **Status:** Enacted

In control: Committee on Public Safety

On agenda: 10/9/2002

Enactment date: 1/7/2003 **Enactment #:** 2003/005

Title: A Local Law to amend the administrative code of the city of New York, in relation to increasing the penalties for the defacement of property and the possession, sale and display of graffiti instruments.

Sponsors: Peter F. Vallone, Jr., Eric N. Gioia, Philip Reed, Joseph P. Addabbo, Jr., Ruben Diaz, Simcha Felder, Lewis A. Fidler, Alan J. Gerson, Melinda R. Katz, G. Oliver Koppell, John C. Liu, Michael C. Nelson, Christine C. Quinn, James Sanders, Jr., Helen Sears, Jose M. Serrano, David I. Weprin, Dennis P. Gallagher, Martin J. Golden, James S. Oddo, David Yassky, Eva S. Moskowitz

Indexes:

Attachments: 1. Committee Report 11/13, 2. Hearing Transcript 11/13, 3. Committee Report 11/26, 4. Hearing Transcript 11/26, 5. Hearing Transcript - Stated Meeting - 12/18, 6. Fiscal Impact Statement, 7. Local Law

Date	Ver.	Action By	Action	Result
10/9/2002	*	City Council	Introduced by Council	
10/9/2002	*	City Council	Referred to Comm by Council	
11/13/2002	*	Committee on Public Safety	Hearing Held by Committee	
11/13/2002	*	Committee on Consumer Affairs	Hearing Held by Committee	
11/13/2002	*	Committee on Consumer Affairs	Laid Over by Committee	
11/13/2002	*	Committee on Public Safety	Laid Over by Committee	
11/26/2002	*	Committee on Public Safety	Hearing Held by Committee	
11/26/2002	*	Committee on Public Safety	Amended by Committee	
11/26/2002	*	Committee on Public Safety	Amendment Proposed by Comm	
11/26/2002	A	Committee on Public Safety	Approved by Committee	Pass
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	

Proposed Int. No. 286-A

By Council Members Vallone, Gioia, Reed, Addabbo, Diaz, Felder, Fidler, Gerson, Katz, Koppell, Liu, Nelson, Quinn, Sanders, Sears, Serrano, Weprin, Gallagher, Golden and Oddo; also Council Members Yassky and Moskowitz

A Local Law to amend the administrative code of the city of New York, in relation to increasing the penalties for the defacement of property and the possession, sale and display of graffiti instruments.

Be it enacted by the Council as follows:

Section 1. Subsections (f) and (g) of section 10-117 of the administrative code of the city of New York are hereby amended to read as follows:

f. Any person who violates the provisions of this section shall be guilty of a class B misdemeanor punishable by a fine of not more than five hundred dollars or imprisonment of not more than three months, or both. Any person who has been previously convicted of violating the provisions of this section shall be guilty of a class A misdemeanor punishable by a fine of not more than one thousand dollars or imprisonment of not more than one year, or both.

g. In addition to the criminal penalties imposed pursuant to subdivision f of this section, a person who violates the provisions of subdivision a, b, c or d of this section shall be liable for a civil penalty of not more than five hundred dollars for each violation which may be recovered in a proceeding before the environmental control board. Any person who has been previously convicted of violating the provisions of subdivision a, b, c or d of this section shall be liable for a civil penalty of not more than one thousand dollars for each violation which may be recovered in a proceeding before the environmental control board. Such proceeding shall be commenced by the service of a notice of violation returnable before such board.

§2. This local law shall take effect 120 days after enactment.

TB:ml
LS:
9/19/02