



Legislation Details (With Text)

File #: Int 0434-2010 **Version:** A **Name:** Reducing the maximum fine amount for violations of vending regulations and defining unrelated violations of vending rules and regulations as separate offenses.

Type: Introduction **Status:** Enacted

In control: Committee on Consumer Affairs

On agenda: 11/30/2010

Enactment date: 5/8/2013 **Enactment #:** 2013/038

Title: A Local Law to amend the administrative code of the city of New York, in relation to reducing the maximum fine amount for violations of vending regulations and defining unrelated violations of vending rules and regulations as separate offenses.

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Indexes:

Attachments: 1. Int. No. 434 - 11/30/10, 2. Committee Report 4/24/12, 3. Hearing Testimony 4/24/12, 4. Hearing Testimony 4/24/12 (Con't), 5. Hearing Transcript 4-24-12, 6. Committee Report 2/26/13, 7. Fiscal Impact Statement, 8. Hearing Transcript 2/26/13, 9. Mayor's Veto Message, 10. Disapproval Stamped Page, 11. Hearing Transcript - Stated Meeting 2-27-13, 12. Committee Report 4/18/13, 13. Hearing Transcript 4/18/13, 14. Fiscal Impact Statement 4/25/13, 15. Hearing Transcript - Stated Meeting 4-25-13, 16. Mayor's Letter, 17. Hearing Transcript - Stated Meeting 5-8-13, 18. Local Law 38

Date	Ver.	Action By	Action	Result
11/30/2010	*	City Council	Introduced by Council	
11/30/2010	*	City Council	Referred to Comm by Council	
4/24/2012	*	Committee on Consumer Affairs	Hearing Held by Committee	
4/24/2012	*	Committee on Consumer Affairs	Laid Over by Committee	
2/26/2013	*	Committee on Consumer Affairs	Hearing Held by Committee	
2/26/2013	*	Committee on Consumer Affairs	Amendment Proposed by Comm	
2/26/2013	*	Committee on Consumer Affairs	Amended by Committee	
2/26/2013	A	Committee on Consumer Affairs	Approved by Committee	Pass
2/27/2013	A	City Council	Approved by Council	Pass
2/27/2013	A	City Council	Sent to Mayor by Council	
3/21/2013	A	Mayor	Vetoed by Mayor	
4/18/2013	A	Committee on Consumer Affairs	Hearing Held by Committee	
4/18/2013	A	Committee on Consumer Affairs	Approved by Committee	Pass
4/25/2013	A	City Council	Laid Over by Council	

5/8/2013

A

City Council

Overridden by Council

Pass

Int. No. 434-A

By Council Members Levin, Mark-Viverito, James, Barron, Rodriguez, Arroyo, Cabrera, Eugene, Gonzalez, Koppell, Lander, Reyna, Williams, Greenfield, Foster, Mendez, Crowley, Dickens, Chin, Jackson, Mealy, Palma, Rivera, Rose, Brewer, Vann, Wills, Dilan, Koslowitz, Gennaro, Comrie, Nelson, Dromm, King, Ulrich, Halloran and Richards

A Local Law to amend the administrative code of the city of New York, in relation to reducing the maximum fine amount for violations of vending regulations and defining unrelated violations of vending rules and regulations as separate offenses.

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 17-325 of the administrative code of the city of New York is amended to read as follows:

b. Except as provided in subdivision a of this section, a person who violates any provision of this subchapter or any of the rules or regulations promulgated hereunder shall be guilty of an offense punishable by the court as follows:

1. For the first violation, a fine of not less than twenty-five nor more than fifty dollars.

2. For the second violation issued for the same offense within a period of two years of the date of a first violation, a fine of not less than fifty dollars nor more than one hundred dollars.

3. For a third violation issued for the same offense within a period of two years of the date of a first violation, a fine of not less than one hundred dollars nor more than two hundred and fifty dollars, in addition to the remedy provided for in subdivision f of section 17-317 of this subchapter.

4. For any subsequent violations issued for the same offense within a period of two years of the date of a first violation, a fine of not [less] more than [two] five hundred [fifty] dollars [nor more than one thousand dollars].

§2. Paragraph two of subdivision c of section 17-325 of the administrative code of the city of New York is amended to read as follows:

2. In addition to the penalties prescribed by subdivision b of this section, any person who violates any of

the provisions of this subchapter, other than subdivision a, b, or c of section 17-307 of this subchapter, or any of the rules and regulations promulgated hereunder shall be liable for a civil penalty as follows:

(a) For the first violation, a penalty of not less than twenty-five nor more than fifty dollars.

(b) For the second violation issued for the same offense within a period of two years of the date of a first violation, a penalty of not less than fifty dollars nor more than one hundred dollars.

(c) For the third violation issued for the same offense within a period of two years of the date of a first violation, a penalty of not less than one hundred dollars nor more than two hundred and fifty dollars, in addition to the remedy provided for in subdivision f of section 17-317 of this subchapter.

(d) For any subsequent violations issued for the same offense within a period of two years of the date of a first violation, a penalty of not [less] more than [two] five hundred [fifty] dollars [nor more than one thousand dollars].

§3. Subdivision b of section 20-472 of the administrative code of the city of New York is hereby amended to read as follows:

b. Except as provided in subdivision a of this section, a person who violates any provision of this subchapter or any of the rules or regulations promulgated hereunder shall be guilty of an offense punishable by the court as follows:

1. For the first violation, a fine of not less than twenty-five nor more than fifty dollars.

2. For the second violation issued for the same offense within a period of two years of the date of a first violation, a fine of not less than fifty dollars nor more than one hundred dollars.

3. For a third violation issued for the same offense within a period of two years of the date of a first violation, a fine of not less than one hundred dollars nor more than two hundred and fifty dollars.

4. For any subsequent violations issued for the same offense within a period of two years of the date of a first violation, a penalty of not [less] more than [two] five hundred [fifty] dollars [nor more than one thousand dollars].

§ 5. Paragraph two of subdivision c of section 20-472 of the administrative code of the city of New York is amended to read as follows:

2. In addition to the penalties prescribed by subdivision b of this section, any person who violates any of the provisions of this subchapter, other than section 20-453, or any of the rules and regulations promulgated hereunder shall be liable for a civil penalty as follows:

(a) For the first violation, a penalty of not less than twenty-five nor more than fifty dollars.

(b) For the second violation issued for the same offense within a period of two years of the date of a first violation, a penalty of not less than fifty dollars nor more than one hundred dollars.

(c) For the third violation issued for the same offense within a period of two years of the date of a first violation, a penalty of not less than one hundred dollars nor more than two hundred and fifty dollars.

(d) For any subsequent violations issued for the same offense within a period of two years of the date of a first violation, a penalty of not [less] more than [two] five hundred [fifty] dollars [nor more than one thousand dollars].

§ 6. This local law shall take effect one hundred twenty days after it shall have been enacted into law; provided that the commissioner 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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