



Legislation Text

File #: Int 0321-2014, **Version:** *

Int. No. 321

By Council Members Constantinides, Gentile, King, Koo, Lancman, Mendez, Johnson and Ulrich

A Local Law to amend the administrative code of the city of New York, in relation to increasing fines and penalties for owning, conducting or operating a home improvement business without a license.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 20-396 of the administrative code of the city of New York is amended to read as follows:

a. Any contractor, canvasser or seller of home improvements who shall knowingly make any false or fraudulent representations or statements or who makes or causes any such statements to be made in respect to the character of any sale, or the party authorizing the same, or as to the quality, condition, or value of any property offered by him or her for sale, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by imprisonment not exceeding one year or by a fine not exceeding [one] five thousand dollars.

§2. Subdivision 1 of section 20-401 of the administrative code of the city of New York is amended to read as follows:

1. a. Any person who shall own, conduct or operate a home improvement business without a license therefor or who shall knowingly violate any of the provisions of this subchapter or any rules promulgated thereunder, with the exception of violations referred to in section 20-396 of this subchapter, or having had his or her license suspended or revoked shall continue to engage in such business, shall be guilty of a misdemeanor, and upon conviction, shall be punishable by imprisonment for not more than six months, or by a fine of not more than [one] five thousand dollars, or both such fine and imprisonment, and each such violation

shall be deemed a separate offense.

b. In addition to the penalties provided by paragraph a of this subdivision and those provided by sections 20-105 and 20-106 of chapter one of this title, any person who violates any of the provisions of this subchapter shall be liable for a penalty of not more than [one] five thousand dollars for each such violation.

§3. This local law shall take effect ninety days after its enactment into law.

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JW
4/30/14