



Legislation Text

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Int. No. 525-B

By Council Members Brewer, Brannan, Yeger, Restler, Holden, Dinowitz, De La Rosa, Sanchez, Williams, Nurse, Velázquez, Kagan, Menin, Farías, Schulman, Riley, Louis, Joseph, Ayala, Hanif, Moya, Krishnan, Gennaro, Narcisse, Hanks, Lee, Won, Rivera and Ariola

A Local Law to amend the administrative code of the city of New York, in relation to the purchase of second-hand catalytic converters

Be it enacted by the Council as follows:

Section 1. Subchapter 11 of title 20 of the administrative code of the city of New York is amended by adding a new section 20-268.7 to read as follows:

§ 20-268.7 Purchase of second-hand catalytic converters. a. Before any dealer in second-hand articles as defined by this subchapter, other than a vehicle dismantler, as defined in section 415-a of the vehicle and traffic law, purchases a second-hand catalytic converter, such dealer must obtain from the seller the following information:

1. The year, make, model and vehicle identification number for the vehicle from which the second-hand catalytic converter was removed;

2. A copy of the certificate of title or other documentation indicating that the seller has an ownership interest in the vehicle described in paragraph 1, or where the seller is the owner of a motor vehicle repair shop, as defined in section 398-b of the vehicle and traffic law, and the second-hand catalytic converter was removed by such owner in connection with a repair of the vehicle, the name and address of the owner of such vehicle and copies of all invoices related to such repair; and

3. The unique identifying number of the second-hand catalytic converter, if any.

b. Such dealer must determine that the second-hand catalytic converter is consistent with the

manufacturer's specifications for a catalytic converter from the vehicle identified in the information provided pursuant to subdivision a and must document such determination.

c. Such dealer shall maintain an electronic record of the information provided pursuant to subdivision a for a minimum of six years from the date of the purchase of the second-hand catalytic converter. Such electronic record shall be created by the dealer at the time of each transaction. Such electronic record shall be maintained in a manner to be specified in rules of the police commissioner, which may include the real-time sharing or accessing of such records in an electronic format and/or through use of an internet website designated by the police commissioner. Such records shall be open to the inspection of officers and employees of the department and officers of the fire department or the police department during regular and usual business hours.

§ 2. Subdivision d of section 20-275 of the administrative code of the city of New York, as added by local law number 197 for the year 2017, is amended to read as follows:

d. The commissioner may suspend or revoke a second-hand automobile dealer license if the licensee violates section 20-268.1, 20-268.2, 20-268.3, 20-268.4, 20-268.5, 20-268.7, or 20-271 or any rule or regulation issued thereunder, provided, however, that the commissioner shall suspend or revoke a second-hand automobile dealer license upon the third violation by the licensee within three years of the first violation.

§ 3. This local law takes effect 120 days after it becomes law.

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