



Legislation Text

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Proposed Int. No. 47-A

By Council Members Krishnan, Sanchez, Fariás, De La Rosa, Hanif, Ayala, Ossé, Cabán, Nurse, Marte, Restler, Gutiérrez, Won, Avilés, Hudson, Louis, the Public Advocate (Mr. Williams), and Council Members Stevens, Brewer, Bottcher, Feliz and Rivera

A Local Law to amend the administrative code of the city of New York, in relation to repealing the misdemeanor criminal penalties for general vendors and mobile food vendors

Be it enacted by the Council as follows:

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

a. [Any person who violates the provisions] The violation of subdivision a, b, or c of section 17-307 of this subchapter shall [be guilty of a misdemeanor] constitute an offense, punishable by a fine of not [less than one hundred fifty dollars nor] more than [one thousand dollars, or by imprisonment for not more than three months or by such fine and imprisonment] \$1,000.

§ 2. Subdivisions a and e of section 20-472 of the administrative code of the city of New York, subdivision a as amended by local law number 63 for the year 1990, and subdivision e as amended by local law number 14 for the year 1995, are amended to read as follows:

a. [Any person who violates the provisions] The violation of sections 20-453 and 20-474.1 of this subchapter shall [be guilty of a misdemeanor] constitute an offense punishable by a fine of not [less than two hundred fifty dollars nor] more than [one thousand dollars, or by imprisonment for not more than three months or by both such fine and imprisonment] \$1,000. In addition, any police officer may seize any vehicle used to transport goods to a general vendor, along with the goods contained therein, where the driver is required to but cannot produce evidence of a distributor's license. Any vehicle and goods so seized may be subject to forfeiture

upon notice and judicial determination. If a forfeiture proceeding is not commenced, the owner or other person lawfully entitled to possession of such vehicle and goods may be charged with the reasonable cost for removal and storage payable prior to the release of such vehicle and goods, unless the charge of unlicensed distributing has been dismissed.

e. [Any person who violates the provisions] The violation of sections 20-465 and 20-465.1 of this subchapter and any rules promulgated thereunder shall [be guilty of a misdemeanor] constitute an offense punishable by a fine of not more than [five hundred dollars, or by imprisonment for not more than thirty days or by both such fine and imprisonment] \$500.

§ 3. This local law takes effect 180 days after it becomes law.

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