S T A T E O F N E W Y O R K

10044

I N A S S E M B L Y

May 2, 2012

Introduced by M. of A. WEPRIN -- read once and referred to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to the tolling of charges imposed by meter for residential use of the water supply when such charges are disputed

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The administrative code of the city of New York is amended by adding a new section 24-340 to read as follows:

S 24-340 CHARGES TOLLED DURING APPEALS. WHENEVER A PERSON SHALL DISPUTE THE CHARGE IMPOSED BY THE METERING OF SUCH INDIVIDUAL'S RESIDENTIAL USE OF THE WATER SUPPLY, OR WHENEVER SUCH PERSON DISPUTES THE ACTUAL AMOUNT OF WATER USED AS MEASURED BY METER, THE CHARGES IMPOSED BY SUCH METER SHALL BE HELD IN ABEYANCE PENDING FINAL ADJUDICATION ON THE MERITS, INCLUDING THE EXHAUSTION OF ADMINISTRATIVE APPEALS, BY THE DEPARTMENT. SUCH CHARGES SHALL NOT BE ATTACHED AS A LIEN AGAINST SUCH INDIVIDUAL'S RESIDENCE UNLESS AND UNTIL THE DISPUTE HAS REACHED A FINAL ADJUDICATION ON THE MERITS, INCLUDING THE EXHAUSTION OF ADMINISTRATIVE APPEALS, BY THE DEPARTMENT. SUCH CHARGES, IF DISPUTED, SHALL NOT ACCRUE INTEREST UNTIL SUCH FINAL ADJUDICATION.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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