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

960

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. KELLNER -- 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 fines and penalties associated with operation of for-hire vehicles in the city of New York

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

Section 1. Paragraph (i) of subdivision k of section 19-506 of the administrative code of the city of New York, as added by chapter 9 of the laws of 2012, is amended to read as follows:

(i) A violation of this subdivision shall be A MISDEMEANOR AND punishable by a fine of five hundred dollars for the first violation OR BY IMPRISONMENT FOR NOT MORE THAN THIRTY DAYS OR BY SUCH FINE AND IMPRISONMENT. A violation of this subdivision shall be A MISDEMEANOR AND punishable by a fine of seven hundred fifty dollars OR BY IMPRISONMENT FOR NOT MORE THAN ONE HUNDRED TWENTY DAYS OR BY BOTH SUCH FINE AND IMPRISONMENT when a driver has been convicted of a violation of this subdivision within the immediately preceding twenty-four months. A violation of this subdivision shall result in revocation of the driver's license issued pursuant to paragraphs (i) and (iii) of subdivision a of section 19-505 of this chapter when such violation is committed by a driver who has previously been convicted of two violations of this section within the immediately preceding one hundred twenty months.

S 2. Paragraph 1 of subdivision b of section 19-506 of the administrative code of the city of New York, as amended by local law number 32 of the city of New York for the year 2012, is amended to read as follows:

b. 1. Except as provided in paragraph 2 of this subdivision, any person who shall permit another to operate or who shall knowingly operate or offer to operate for hire any vehicle as a taxicab, coach, wheelchair accessible van, HAIL vehicle or for-hire vehicle in the city,

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

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without first having obtained or knowing that another has obtained a license for such vehicle pursuant to the provisions of section 19-504 of this chapter, shall be guilty of a [violation] MISDEMEANOR, and upon conviction in the criminal court shall be punished by a fine of not less than one thousand dollars or more than two thousand dollars or imprisonment for not more than sixty days, or both such fine and imprisonment. This paragraph shall apply to the owner of such vehicle and, if different, to the operator of such vehicle.

S 3. Subdivision c of section 19-506 of the administrative code of the city of New York is amended by adding a new paragraph 3 to read as follows:

(3) A VIOLATION OF THIS SUBDIVISION SHALL BE A MISDEMEANOR AND PUNISHABLE BY A FINE OF NOT LESS THAN FOUR HUNDRED DOLLARS OR MORE THAN ONE THOUSAND DOLLARS OR IMPRISONMENT FOR NOT MORE THAN SIXTY DAYS OR BY BOTH SUCH FINE AND IMPRISONMENT.

S 4. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.