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

9756

I N A S S E M B L Y

May 20, 2014

Introduced by M. of A. SEPULVEDA -- read once and referred to the Committee on Codes

AN ACT to amend the administrative code of the city of New York, in relation to amending the penalty for unlawfully fleeing a uniformed officer of the New York city taxi and limousine commission

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

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

(1) In addition to or as an alternative to the penalties provided for the violation of the provisions of paragraph one of subdivision b [or], subdivision d, OR SUBDIVISION L of this section, any person who shall violate such provisions shall, for the first violation, be liable for a civil penalty of one thousand five hundred dollars, and for the second violation committed within a [thirty six] THIRTY-SIX month period, for a civil penalty of two thousand dollars.

S 2. Subdivision l 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:

l. A person is guilty of [unlawful] UNLAWFULLY fleeing [a New York city taxi and limousine] AN enforcement officer OF THE COMMISSION or A police officer when, knowing that he or she has been directed to remain stopped by [a New York city taxi and limousine] AN enforcement officer OF THE COMMISSION or A police officer, the driver of a vehicle [operating pursuant to a HAIL license who is stopped in a zone where he or she is not permitted to pick up street hails] LICENSED BY THE COMMISSION thereafter attempts to flee such officer ON FOOT OR by setting the vehicle in motion and either [travels] TRAVELLING over three hundred feet without stopping or [engages] ENGAGING in conduct constituting reckless driving as defined in section twelve hundred twelve of the vehicle and traffic law. [Unlawful] UNLAWFULLY fleeing [a New York city taxi and limousine] AN enforcement officer OF THE COMMISSION or A police officer

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

LBD15308-01-4

is a misdemeanor punishable by a fine of not less than [seven hundred fifty] ONE THOUSAND dollars nor more than [one] TEN thousand dollars, or by imprisonment of not more than [ninety] ONE HUNDRED TWENTY days or by both such fine and imprisonment. Notwithstanding any contrary provision of law, any charge alleging a violation of this subdivision shall be returnable before a court having jurisdiction over misdemeanors.

S 3. This act shall take effect immediately.