



Legislation Details (With Text)

File #: Int 1194-2023 **Version:** A **Name:** Compensation awarded by the environmental control board to complainants for citizen noise complaints and to the maximum penalty authorized for violations of subdivision (b) of section 24-244 of such code for certain proceedings.

Type: Introduction **Status:** Enacted
In control: Committee on Environmental Protection, Resiliency and Waterfronts

On agenda: 9/28/2023

Enactment date: 1/6/2024 **Enactment #:** 2024/016

Title: A local law to amend the administrative code of the city of New York, in relation to compensation awarded by the environmental control board to complainants for citizen noise complaints and to the maximum penalty authorized for violations of subdivision (b) of section 24-244 of such code for certain proceedings

Sponsors: James F. Gennaro, Carlina Rivera, Shahana K. Hanif

Indexes:

Attachments: 1. Summary of Int. No. 1194-A, 2. Summary of Int. No. 1194, 3. Int. No. 1194, 4. September 28, 2023 - Stated Meeting Agenda, 5. Hearing Transcript - Stated Meeting 9-28-23, 6. Minutes of the Stated Meeting - September 28, 2023, 7. Committee Report 10/16/23, 8. Hearing Testimony 10/16/23, 9. Hearing Transcript 10/16/23, 10. Proposed Int. No. 1194-A - 11/30/23, 11. Committee Report 12/6/23, 12. Hearing Transcript 12/6/23, 13. December 6, 2023 - Stated Meeting Agenda, 14. Hearing Transcript - Stated Meeting 12-6-23, 15. Int. No. 1194-A (FINAL), 16. Fiscal Impact Statement, 17. Legislative Documents - Letter to the Mayor, 18. Local Law 16, 19. Minutes of the Stated Meeting - December 6, 2023

Date	Ver.	Action By	Action	Result
9/28/2023	*	City Council	Introduced by Council	
9/28/2023	*	City Council	Referred to Comm by Council	
10/16/2023	*	Committee on Environmental Protection, Resiliency and Waterfronts	Hearing Held by Committee	
10/16/2023	*	Committee on Environmental Protection, Resiliency and Waterfronts	Laid Over by Committee	
12/6/2023	*	Committee on Environmental Protection, Resiliency and Waterfronts	Hearing Held by Committee	
12/6/2023	*	Committee on Environmental Protection, Resiliency and Waterfronts	Amendment Proposed by Comm	
12/6/2023	*	Committee on Environmental Protection, Resiliency and Waterfronts	Amended by Committee	
12/6/2023	A	Committee on Environmental Protection, Resiliency and Waterfronts	Approved by Committee	Pass
12/6/2023	A	City Council	Approved by Council	Pass

12/6/2023	A	City Council	Sent to Mayor by Council
1/5/2024	A	City Council	Returned Unsigned by Mayor
1/6/2024	A	Administration	City Charter Rule Adopted

Int. No. 1194-A

By Council Members Gennaro, Rivera and Hanif

A local law to amend the administrative code of the city of New York, in relation to compensation awarded by the environmental control board to complainants for citizen noise complaints and to the maximum penalty authorized for violations of subdivision (b) of section 24-244 of such code for certain proceedings

Be it enacted by the Council as follows:

Section 1. Subdivisions (d) and (e) of section 24-261 of the administrative code of the city of New York are amended to read as follows:

(d) In any proceeding brought by the department after receiving a complaint pursuant to subdivision (a) of this section, the board shall award the complainant, out of the proceeds collected, fair and reasonable compensation, which shall not exceed [twenty-five] 25 percent of the proceeds collected, for disclosure of information or evidence not in the possession of the department, which leads to the imposition of the civil penalty; provided that for any proceeding brought by the department after receiving a complaint pursuant to subdivision (a) of this section alleging a violation of subdivision (b) of section 24-244, the board shall award the complainant, out of the proceeds collected, compensation in the amount of \$5.

(e) In any proceeding brought by a complainant, the board shall award, out of the proceeds collected, [fifty] 50 percent of any civil penalty as fair and reasonable compensation to such person; provided that for any proceeding brought by a complainant alleging a violation of subdivision (b) of section 24-244, the board shall award, out of the proceeds collected, compensation in the amount of \$10 to such person.

§ 2. Notwithstanding the amount of the civil penalties described in table 1 of paragraph 5 of subdivision (b) of section 24-257 of the administrative code of the city of New York, the maximum amount of a civil penalty authorized to be imposed for a violation of subdivision (b) of section 24-244, in any proceeding commenced prior to the effective date of this local law pursuant to section 24-261 of such code for which a

final decision and order has not been rendered prior to such date, shall be \$50. § 3. This local law takes effect immediately.

CCM
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