



Legislation Details (With Text)

**File #:** Int 0247-2022 **Version:** \* **Name:** Prohibiting new electronic cigarette retailers near schools.  
**Type:** Introduction **Status:** Committee  
**In control:** Committee on Health

**On agenda:** 4/28/2022

**Enactment date:** **Enactment #:**

**Title:** A Local Law to amend the administrative code of the city of New York, in relation to prohibiting new electronic cigarette retailers near schools

**Sponsors:** Robert F. Holden, Kalman Yeger, Lincoln Restler, Sandy Nurse, Keith Powers, Joann Ariola

**Indexes:**

**Attachments:** 1. Summary of Int. No. 247, 2. Int. No. 247, 3. April 28, 2022 - Stated Meeting Agenda, 4. Hearing Transcript - Stated Meeting 4-28-22, 5. Minutes of the Stated Meeting - April 28, 2022

Date	Ver.	Action By	Action	Result
4/28/2022	*	City Council	Introduced by Council	
4/28/2022	*	City Council	Referred to Comm by Council	

Int. No. 247

By Council Members Holden, Yeger, Restler, Nurse, Powers and Ariola

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting new electronic cigarette retailers near schools

Be it enacted by the Council as follows:

Section 1. Paragraph 1 of subdivision d of section 20-561 of the administrative code of the city of New York, as added by local law number 144 for the year 2017, is amended to read as follows:

1. A license or renewal thereof shall be issued to a person to conduct the business of an electronic cigarette retail dealer for each place of business where such person engages in the retail sale of electronic cigarettes in the city only where:

(a) an applicant for a license or renewal thereof meets all the requirements prescribed herein and any criteria in addition thereto established by the commissioner by rule as deemed necessary to effectuate the purposes of this subchapter;

(b) an applicant satisfies the commissioner that such person is fit and able to conduct the business of an

electronic cigarette retail dealer;

(c) the commissioner has not received notification from the commissioner of health and mental hygiene that the applicant is not in full compliance with any provision of chapter 7 of title 17 of this code or any rules promulgated by the commissioner of health and mental hygiene to effectuate the purposes of such provisions; [and]

(d) the number of licenses in the community district in which the place of business of such applicant is located is lower than the community district electronic cigarette retail dealer cap[.]; and

(e) the place of business for which such applicant seeks to engage in the sale of electronic cigarettes is located no less than 500 feet from any public or non-public school serving children in any grade from kindergarten through high school.

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

Session 12  
SJ  
LS #2159  
4/22/22 2:06 PM

Session 11  
JG  
LS # 9619  
Int. 1599-2019