



Legislation Details (With Text)

File #:	Int 1232-2023	Version:	*	Name:	Offering community service in lieu of civil penalties for certain littering violations.
Type:	Introduction	Status:		Filed (End of Session)	
		In control:		Committee on Public Safety	
On agenda:	10/19/2023				
Enactment date:		Enactment #:			
Title:	A Local Law to amend the New York city charter, in relation to offering community service in lieu of civil penalties for certain littering violations				
Sponsors:	Nantasha M. Williams, Althea V. Stevens, Lincoln Restler, Crystal Hudson, Jennifer Gutiérrez				
Indexes:					
Attachments:	1. Summary of Int. No. 1232, 2. Int. No. 1232, 3. October 19, 2023 - Stated Meeting Agenda, 4. Hearing Transcript - Stated Meeting 10-19-23, 5. Minutes of the Stated Meeting - October 19, 2023				

Date	Ver.	Action By	Action	Result
10/19/2023	*	City Council	Introduced by Council	
10/19/2023	*	City Council	Referred to Comm by Council	
12/31/2023	*	City Council	Filed (End of Session)	

Int. No. 1232

By Council Members Williams, Stevens, Restler, Hudson and Gutiérrez

A Local Law to amend the New York city charter, in relation to offering community service in lieu of civil penalties for certain littering violations

Be it enacted by the Council as follows:

Section 1. The opening paragraph and paragraphs (a) and (b) of subdivision 4 of section 1049 of the New York city charter, as added by local law number 73 for the year 2016, are amended to read as follows:

4. Notwithstanding any other provision of law, in the conduct of an adjudication relating to a natural person accused of committing a specified violation, as defined in paragraph (b) of this subdivision, an administrative law judge or a hearing officer shall offer the respondent the option to perform community service in lieu of a monetary civil penalty.

(a) For purposes of this section, the term “community service” means performing services for a public or not-for profit corporation, association, institution, or agency in lieu of payment of a monetary civil penalty.

Such services may include, but are not limited to, attendance at programs, either in person or web-based, designed to benefit, improve, or educate either the community or the respondent.

(b) For purposes of this section, the term “specified violation” means a violation of: subparagraph (i) of paragraph 9 of subdivision a of section 533; section 10-125 of the administrative code; subdivision 1 of section 16-118 of the administrative code; paragraph (a) of subdivision 2 of section 16-118 of the administrative code; subdivision 6 of section 16-118 of the administrative code, with respect to the act of public urination; section 18-146 of the administrative code, excluding paragraphs 2, 3, 21, 23, and 24 of subdivision c; or subdivision (a) of section 24-218 of the administrative code. Specified violations shall not include violations arising during the course of conducting any commercial activity or violations arising from any activity carried out for a commercial purpose, except that a violation of paragraph 15 of section 18-146 of the administrative code is a specified violation, regardless of whether such violation arose during the course of conducting a commercial activity or from an activity carried out for a commercial purpose.

§ 2. This local law takes effect 120 days after it becomes law.

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LS #11374
10/4/2023 11:20 AM