

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2007**

No. 18

Introduced by Council Members Dilan, Addabbo Jr., Gentile, Gerson, Gonzalez, James, Martinez, Nelson, Recchia Jr., Sears, Stewart, Garodnick, White Jr. and Weprin (in conjunction with the Mayor)

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to penalties for certain violations committed by licensed riggers or persons performing the functions and duties of licensed riggers, or other persons responsible for keeping inspection records at job sites.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 26 of the administrative code of the city of New York is amended by adding a new section 26-181.1 to read as follows:

§26-181.1 Violations and penalties.

a. Notwithstanding any inconsistent provision of this subchapter, any licensed rigger or person performing the functions and duties of a licensed rigger who violates the provisions of sections 26-172, 26-178 or 26-179 of this subchapter or fails to ensure that workers have certificates of fitness which shall be required pursuant to the department's rules or any person who violates the provisions of section 27-1045 of the code shall be liable for penalties in accordance with the schedule below, to be recovered in a proceeding before the environmental control board:

	<i>First Offense</i>	<i>Default</i>	<i>Second or subsequent</i>	<i>Default</i>

			<i>offense</i>	
<i>No Certificate of Fitness</i>	<i>\$1,500</i>	<i>\$2,500</i>	<i>\$2,500</i>	<i>\$15,000</i>
<i>No Rigger License</i>	<i>\$1,250</i>	<i>\$2,500</i>	<i>\$2,500</i>	<i>\$15,000</i>
<i>No Required Insurance or Bond</i>	<i>\$1,250</i>	<i>\$2,500</i>	<i>\$2,500</i>	<i>\$15,000</i>
<i>No Record of Inspection at Job Site</i>	<i>\$1,250</i>	<i>\$2,500</i>	<i>\$2,500</i>	<i>\$15,000</i>

b. Any licensed rigger who has been found guilty after proceedings before the environmental control board (1) of one or more of the violations in this section, or (2) of section 27-1050.1 of the administrative code three times within any six-month period, shall be subject to immediate suspension of his or her license pending a hearing and determination in accordance with the provisions of section 26-140 of this subchapter.

§2. This local law shall take effect ninety days after its enactment into law

The City of New York, Office of the City Clerk, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on March 28, 2007 and was approved by the Mayor on April 17, 2007.

Victor L. Robles, City Clerk, Clerk of the Council.

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW §27

Pursuant to the provisions of Municipal Home Rule Law §27, I hereby certify that the enclosed Local Law (Local Law 018 of 2007, Council Int. No. 524-A) contains the correct text and:

Received the following vote at the meeting of the New York City Council on March 28, 2007:
47 For, 0 Against, 0 Not Voting
Was signed by the Mayor on April 17, 2007
Was returned to the City Clerk on April 17, 2007.

Jeffrey D. Friedlander, Acting Corporation Counsel.