

**MEMORANDUM OF UNDERSTANDING**

THIS MEMORANDUM OF UNDERSTANDING (“MOU”) is made this 5 day of September, 2018 by and between the NEW YORK CITY DEPARTMENT OF FINANCE (“DOF”) and the NEW YORK CITY OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS (“OATH”).

WHEREAS, Local Law No. 160 of 2018 (“Local Law 160”) establishes the Photo Speed Violation Monitoring Program (“Program”) that imposes liability on vehicle owners for failure to comply with maximum speed limits in school speed zones, as defined in such law; and

WHEREAS, Local Law 160 authorizes the New York City Department of Transportation (“DOT”) to issue Notices of Liability (“NOL’s”) for violations of the Program; and

WHEREAS, Local Law 160 confers jurisdiction upon OATH to adjudicate NOL’s issued by DOT; and

WHEREAS, Local Law 160 authorizes the Mayor to designate any City agency or office thereof or employees of any City agency to implement and enforce the provisions of the Program established by such local law; and

WHEREAS, the Mayor has designated DOF on behalf of OATH to conduct the adjudications required by Local Law 160;

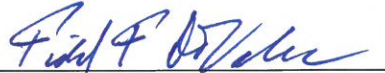
NOW, THEREFORE, the parties to this MOU agree as follows:

1. DOF will provide to OATH the adjudicatory, payment and information technology processing services required to implement Local Law 160.
2. DOF, having expertise relating to photo speed violation monitoring systems, will adjudicate NOL’s that are contested either at in-person hearings at DOF’s borough business centers, or received remotely through regular mail, email, or mobile phone applications.
3. DOF will conduct adjudications in accordance with current DOF rules including those that permit a person other than the registrant of a vehicle to represent such registrant for the purposes of adjudicating an NOL.
4. DOF’s information technology programmers will receive violation transactions from DOT, facilitating the ability to review, make inquiries and enter hearing

results into DOF's computer system, and send notices to respondents where appropriate.


5. DOF's lockbox and payment processing operations will receive payments submitted by check, e-check, or credit card, and will post payments, bounced checks, credit card chargebacks, and refunds to respondent accounts where appropriate.
6. DOF's designation to adjudicate NOL's as required by Local Law 160 will also include, in addition to accepting service in connection with such adjudications, the handling of any appeals resulting from such original hearing determinations; accepting police reports in accordance with Local Law 160; the collection of any and all payments made to satisfy any NOL's; and the collection of any late penalty amounts permitted under Local Law 160.

NEW YORK CITY  
OFFICE OF ADMINISTRATIVE TRIALS  
AND HEARINGS

BY: 

DATE: September 4, 2018

NEW YORK CITY  
DEPARTMENT OF FINANCE

BY: 

DATE: 9-5-18