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THE CITY RECORD

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THE CITY RECORD

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Citywide Administrative Services

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PUBLIC HEARINGS AND MEETINGS

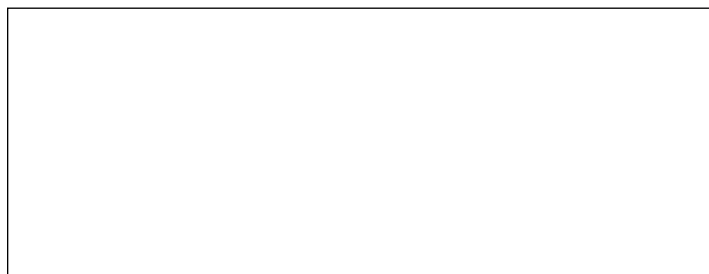
See Also: Procurement; Agency Rules

BOARD MEETINGS

MEETING

City Planning Commission

Meets in NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY 10271, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.



City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, NY 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets bi-weekly, on Thursday, at 10:00 A.M. In order to access the Public Hearing and testify, please call 1-646-992-2010, Access Code: 715 951 139, no later than 9:55 A.M.

Civilian Complaint Review Board

Generally meets at 10:00 A.M. on the second Wednesday of each month at 40 Rector Street, 2nd Floor, New York, NY 10006. Visit <http://www.nyc.gov/html/ccrb/html/meeting.html> for additional information and scheduling changes.

Design Commission

Meets at City Hall, Third Floor, New York, NY 10007. For meeting schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th Floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner.

Environmental Control Board

Meets at 100 Church Street, 12th Floor, Training Room #143, New York, NY 10007 at 9:15 A.M. once a month at the call of the Chairman.

Board of Health

Meets at Gotham Center, 42-09 28th Street, Long Island City, NY 11101, at 10:00 A.M., quarterly or at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, NY 10007, at the call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, NY 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

Citywide Administrative Services

Division of Citywide Personnel Services will hold hearings as needed in

Room 2203, 2 Washington Street, New York, NY 10004.
Commission on Human Rights
Meets on 10th Floor in the Commission's Central Office, 40 Rector Street, New York, NY 10006, on the fourth Wednesday of each month, at 8:00 A.M.

In Rem Foreclosure Release Board
Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise and Concession Review Committee
Meets in Spector Hall, 22 Reade Street, Main Floor, and other days, times and location as warranted.

Real Property Acquisitions and Dispositions
Meets bi-weekly, on Wednesday, at 10:00 A.M. In order to access the Public Hearing and testify, please call 1-646-992-2010, Access Code: 717 876 299, no later than 9:55 A.M.

Landmarks Preservation Commission
Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System
Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, NY 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority
Housing Authority Board Meetings of the New York City Housing Authority are scheduled for the last Thursday of each month (except August) at 10:00 A.M. in the Ceremonial Room on the 5th Floor of 90 Church Street, New York, NY 10007 (unless otherwise noted). Any changes to the schedule will be posted here and on NYCHA's website at <https://www1.nyc.gov/site/nycha/about/board-meetings.page> to the extent practicable at a reasonable time before the meeting. For additional information, please visit NYCHA's website or contact (212) 306-6088

Parole Commission
Meets at its office, 100 Centre Street, Manhattan, NY 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards
Meets in Room 603, Municipal Building, Manhattan, NY 10007, at the call of the Chairman.

Board of Standards and Appeals
Meets at 22 Reade Street, 1st Floor, in Manhattan on Mondays and Tuesdays at 10:00 A.M. Review sessions are customarily held immediately before the public hearing. For changes in the schedule or additional information, please call the Board's office at (212) 386-0009 or consult the Board's website at www.nyc.gov/bsa.

Tax Commission
Meets in Room 936, Municipal Building, Manhattan, NY 10007, each month at the call of the President. Manhattan, monthly on Wednesdays, commencing 2:30 P.M.

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

The City Planning Commission will hold a public hearing accessible both in-person and remotely via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, August 21, 2024, regarding the calendar items listed below. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. Anyone attending the meeting in-person is encouraged to wear a mask.

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: <https://www.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/461621/1>

Members of the public attending remotely should observe the meeting through DCP's website. Testimony can be provided verbally by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free
888 788 0099 US Toll-free

253 215 8782 US Toll Number
213 338 8477 US Toll Number

Meeting ID: **618 237 7396**
[Press # to skip the Participation ID]
Password: 1

To provide verbal testimony via Zoom please follow the instructions available through the above webpage (link above).

Written comments will also be accepted until 11:59 P.M., one week before the date of the vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to [\[AccessibilityInfo@planning.nyc.gov\]](mailto:[AccessibilityInfo@planning.nyc.gov]) or made by calling (212) 720-3508. Requests must be submitted at least five business days before the meeting.

BOROUGH OF MANHATTAN

No. 1

10 ROCKEFELLER CENTER HOTEL SPECIAL PERMIT

CD 5 C 240201 ZSM

IN THE MATTER OF an application submitted by Little Nel Big Apple LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-152 of the Zoning Resolution to allow a transient hotel (Use Group V) on portions of the subcellar, concourse level, ground floor and on the 7th floor through 16th floor of an existing commercial building, on property located at 10 Rockefeller Plaza (Block 1264, Lot 5), in C5-2.5 and C5-3 Districts, within the Special Midtown District, Borough of Manhattan, Community District 5. Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2023M0311> or at the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

BOROUGH OF BROOKLYN

Nos. 2 - 11

BROOKLYN YARDS

No. 2

CD 11 & 12 C 230182 ZMK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 22c & 22d:

1. changing from an R5 District to an R6 District property bounded by 59th Street, 16th Avenue, a line midway between 59th Street and 60th Street, a line 100 feet northwesterly of 16th Avenue;
2. changing from an M1-1 District to an R6 District property bounded by a line midway between 59th Street and 60th Street, 16th Avenue, 60th Street, the southerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), 15th Avenue, the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), and a line 460 feet southeasterly of 15th Avenue;
3. changing from an M1-1 District to a C4-5 District property bounded by the 61st Street, 15th Avenue, the southerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), and New Utrecht Avenue; and
4. establishing within the proposed R6 District a C2-4 District bounded by the 59th Street, 16th Avenue, 60th Street, and a line 100 feet northwesterly of 16th Avenue;

as shown on a diagram (for illustrative purposes only) dated June 10, 2024, and subject to the conditions of CEQR Declaration E-749.

No. 3

CD 12 N 230183 ZRK

IN THE MATTER OF an application submitted by Brooklyn Yards Development, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area and to modify APPENDIX I (Transit Zone).

Matter underlined is new, to be added;
Matter ~~struck out~~ is to be deleted;
Matter within # # is defined in Section 12-10;
* * * indicates where unchanged text appears in the Zoning Resolution.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

BROOKLYN

* * *

Brooklyn Community District 12

* * *

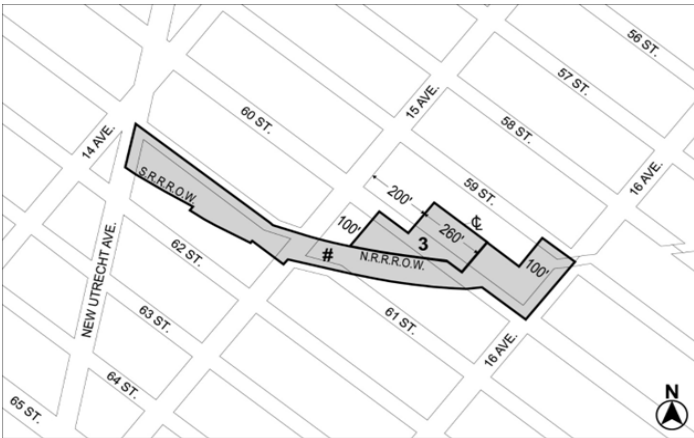
Map 3 – [date of adoption]

[EXISTING MAP]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3) Area 3—1/6/21 MIH Program Option 1 and Option 2

[PROPOSED MAP]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3) Area 3 — 1/6/21 MIH Program Option 1 and Option 2 Area # — [date of adoption] MIH Program Option 1, Option 2 and Workforce Option

Portion of Community District 12, Brooklyn

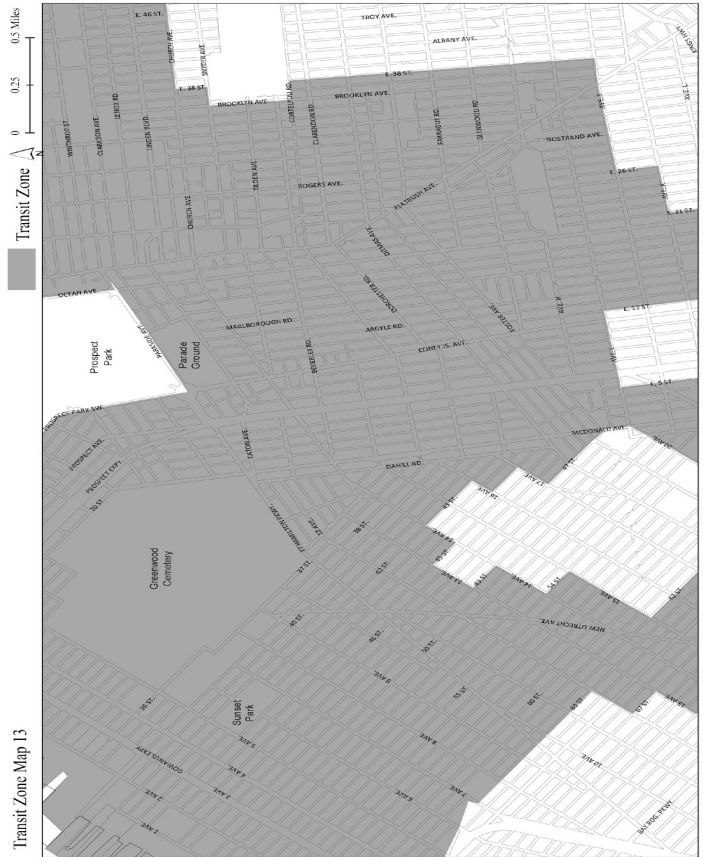
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APPENDIX I

Transit Zone

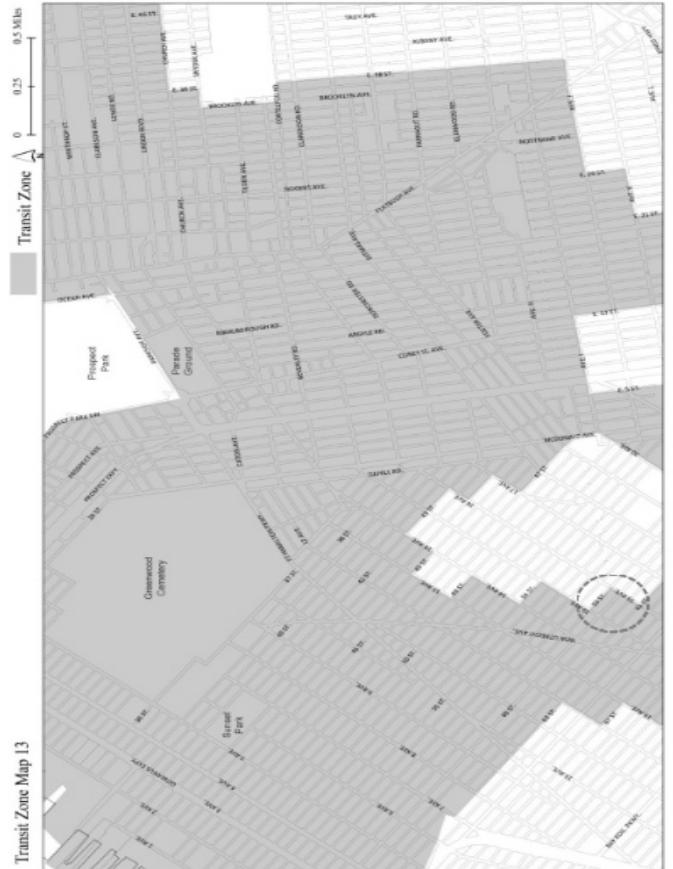
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[EXISTING MAP]



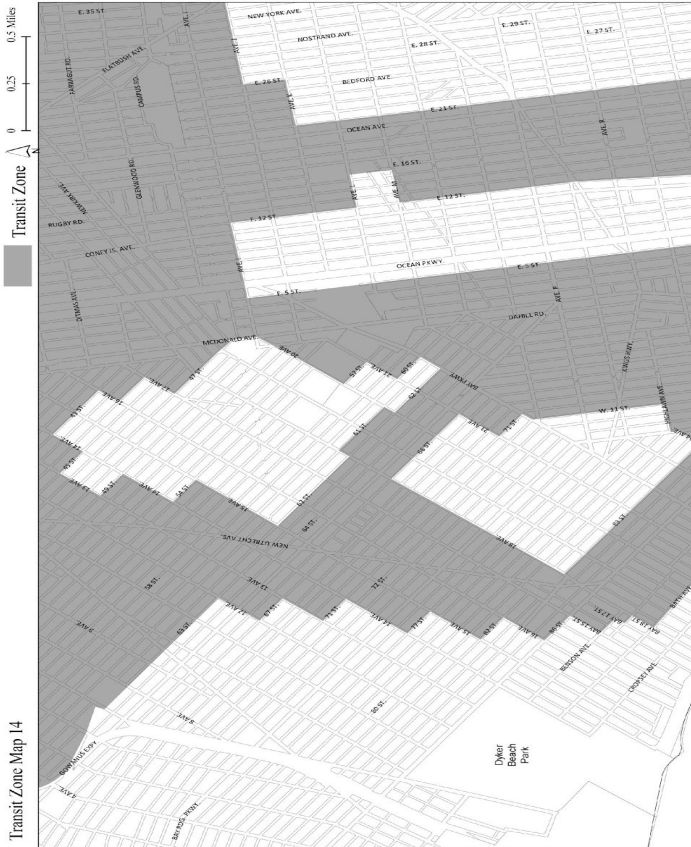
Transit Zone Map 13

[PROPOSED MAP]

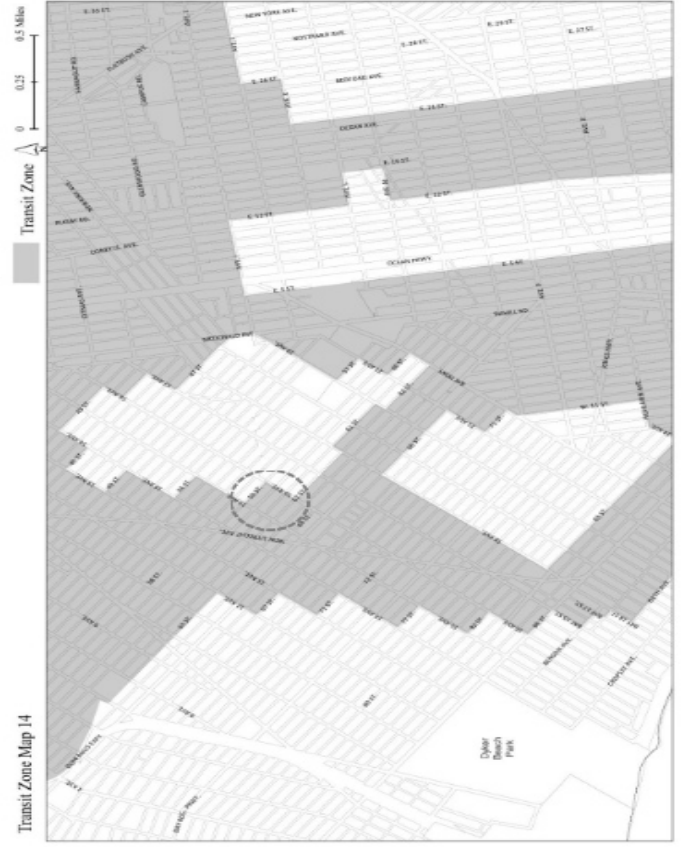


Transit Zone Map 13

[EXISTING MAP]



[PROPOSED MAP]



* * *

No. 4

CD 12 C 230184 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-52*** of the Zoning Resolution to reduce the number of required accessory off-street parking spaces for dwelling units in a development within a Transit Zone**, that includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development on property located at 1557 60th Street (Block 5516, p/o Lots 1 and 33), in an R6* District.

*Note: This site is proposed to be rezoned by changing existing M1-1 District to an R6 District, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

**Note: Appendix I (Transit Zone, Map 13) of the Zoning Resolution is proposed to be changed to extend the boundary of the Transit Zone under a concurrent related application for a Zoning Text amendment (N 230183 ZRK).

***Note: A separate text amendment (City of Yes for Economic Opportunity – N 240010 ZRY), adopted on June 6, 2024 moved this special permit from Section 74-533 to Section 74-52.

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 5

CD 12 C 230185 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-61* of the Zoning Resolution to allow a portion of a railroad or transit right right-of-way which will be completely covered over by a permanent platform to be included in the lot area for a proposed mixed use development, on property located at 1557 60th Street (Block 5509, Lots 41 and 57), in a R6** & R6/C2-4** District.

*Note: A separate text amendment (City of Yes for Economic Opportunity – N 240010 ZRY), adopted on June 6, 2024 moved this special permit from Section 74-681 to Section 74-61.

**Note: This site is proposed to be rezoned by changing existing R5 and M1-1 Districts to R6 and R6/C2-4 Districts, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 6

CDs 11 & 12 C 230188 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-745(a) of the Zoning Resolution to allow required or permitted accessory off-street parking spaces to be located anywhere within a large-scale general development without regard for zoning lot lines, in connection with a proposed mixed-use development, within a Large-Scale General Development generally bounded by 59th Street, 16th Avenue, the southerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), New Utrecht Avenue, 61st Street, the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), a line 460 feet southeasterly of 15th Avenue, a line midway between 59th Street and 60th Street and the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division) (Block 5509, Lots 41 and 57; Block 5516, p/o Lots 1 and 33; Block 5727, p/o Lot 14), in R6*, R6/C2-4* & C4-5* Districts.

*Note: This site is proposed to be rezoned by changing existing R5 and M1-1 Districts to R6, R6/C2-4 & C4-5 Districts, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 7

CD 11 C 230189 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-61* of the Zoning Resolution to allow that portion of a railroad or

transit right right-of-way which will be completely covered over by a permanent platform to be included in the lot area, in connection with a proposed mixed use development, on property located at 1557 60th Street (Block 5727, p/o Lot 14), in a C4-5** District.

*Note: A separate text amendment (City of Yes for Economic Opportunity – N 240010 ZRY), adopted on June 6, 2024 moved this special permit from Section 74-681 to Section 74-61.

**Note: This site is proposed to be rezoned by changing existing M1-1 District to a C4-5 District, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 8

CD 12 C 230190 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-61* of the Zoning Resolution to allow that portion of a railroad or transit right right-of-way which will be completely covered over by a permanent platform to be included in the lot area, in connection with a proposed mixed use development, on property located at 1557 60th Street (Block 5516, p/o Lots 1 and 33), in an R6** District.

*Note: A separate text amendment (City of Yes for Economic Opportunity – N 240010 ZRY), adopted on June 6, 2024 moved this special permit from Section 74-681 to Section 74-61.

**Note: This site is proposed to be rezoned by changing existing M1-1 District to a R6 District, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 9

CD 11 C 230191 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-52** of the Zoning Resolution to reduce the number of required accessory off-street parking spaces for dwelling units in a development within a Transit Zone, that includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development on property located at 1557 60th Street Avenue (Block 5727, p/o Lot 14), in a C4-5* District.

*Note: This site is proposed to be rezoned by changing existing M1-1 District to a C4-5 District, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

**Note: A separate text amendment (City of Yes for Economic Opportunity – N 240010 ZRY), adopted on June 6, 2024 moved this special permit from Section 74-533 to Section 74-52.

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 10

CDs 11 & 12 C 230195 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(b) to allow residential and non-residential uses to be arranged within a building without regard for the regulations set forth in Section 32-42 (Location Within Buildings), in connection with a proposed mixed-use building on Zoning Lot 1 (Block 5727, p/o Lot 14), within a Large-Scale General Development generally bounded by 59th Street, 16th Avenue, the southerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), New Utrecht Avenue, 61st Street, the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), a line 460 feet southeasterly of 15th Avenue, a line midway between 59th Street and 60th Street and the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division) (Block 5509, Lots 41 and 57; Block 5516, p/o Lots 1 and 33; Block 5727, p/o Lot 14), in R6*, R6/C2-4* & C4-5* Districts.

*Note: This site is proposed to be rezoned by changing existing R5 and M1-1 Districts to R6, R6/C2-4 & C4-5 Districts, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 11

CDs 11 & 12 C 230196 ZSK

IN THE MATTER OF an application submitted by Brooklyn Yards Development, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to the following Sections of the Zoning Resolution:

1. Section 74-743(a)(1) - to allow the distribution of total allowable floor area and lot coverage without regard for the zoning lot lines or district boundaries;
2. Section 74-743(a)(2) - to modify the rear yard regulations of Sections 23-40 (Yard Regulations); and
3. Section 74-743(a)(6) - to modify the minimum distance between legally required windows and walls or lot lines regulations of Section ZR 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines);

in connection with a proposed mixed-use development, within a Large-Scale General Development generally bounded by 59th Street, 16th Avenue, the southerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), New Utrecht Avenue, 61st Street, the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division), a line 460 feet southeasterly of 15th Avenue, a line midway between 59th Street and 60th Street and the northerly boundary line of Long Island Railroad right-of-way (Bay Ridge Division) (Block 5509, Lots 41 and 57; Block 5516, p/o Lots 1 and 33; Block 5727, p/o Lot 14), in R6*, R6/C2-4* & C4-5* Districts, Borough of Brooklyn, Community Districts 11 and 12.

*Note: This site is proposed to be rezoned by changing existing R5 and M1-1 Districts to R6, R6/C2-4 & C4-5 Districts, under a concurrent related application for a Zoning Map change (C 230182 ZMK).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2021K0161>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

BOROUGH OF MANHATTAN

No. 12

215 LEXINGTON AVENUE – DOHMH OFFICE SPACE CD 6 N 250008 PXM

IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services and the Department of Health and Mental Hygiene, pursuant to Section 195 of the New York City Charter for use of property located at 215 Lexington Avenue (Block 888, p/o Lot 7502) (Department of Health and Mental Hygiene office), Borough of Manhattan, Community District 6.

Sara Avila, Calendar Officer
City Planning Commission
120 Broadway, 31st Floor, New York, NY 10271
Telephone (212) 720-3366

Accessibility questions: (212) 720-3508, AccessibilityInfo@planning.nyc.gov, by: Wednesday, August 14, 2024, 5:00 P.M.



a7-21

OFFICE OF LABOR RELATIONS

MEETING

The New York City Deferred Compensation Board will hold its next Deferred Compensation Board Hardship meeting on Thursday, August 15, 2024 at 1:00 P.M. The meeting will be held at 22 Cortlandt Street, 28th Floor, New York, NY 10007.

a8-15

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, August 13, 2024, a public hearing will be held in the public hearing room at 1 Centre Street, 9th Floor, Borough of Manhattan, with respect to the following properties, and then followed by a public meeting. Participation by video conference may be available as well. Please check the hearing page on LPC's website (<https://www.nyc.gov/site/lpc/hearings/hearings.page>) for updated hearing information.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact Gregory Cala, Community and Intergovernmental Affairs Coordinator, at gcala@lpc.nyc.gov or 212-602-7254 no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel at www.youtube.com/nyclpc and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, on the Monday before the public hearing.

20 Cambridge Place - Clinton Hill Historic District
LPC-25-00525 - Block 1964 - Lot 45 - **Zoning:** R6B
CERTIFICATE OF APPROPRIATENESS
An Italianate style rowhouse built c. 1867. Application is to construct a rear yard addition.

129 Vanderbilt Avenue - Wallabout Historic District
LPC-24-05296 - Block 1887 - Lot 11 - **Zoning:** R5B
CERTIFICATE OF APPROPRIATENESS
An Italianate style rowhouse built in 1854-55. Application is to enlarge a rear yard addition.

125 Chambers Street, aka 95 West Broadway - Tribeca South Historic District
LPC-25-00396 - Block 145 - Lot 12 - **Zoning:** C6-3A
CERTIFICATE OF APPROPRIATENESS
A Gothic Revival/Italianate style hotel building built in 1844-1845, with additions built in 1852-53, 1867-1868 and 1869 and altered in 1987-1989. Application is to install signage and light fixtures.

51 Barrow Street - Greenwich Village Historic District
LPC-24-09981 - Block 587 - Lot 49 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS
A late Federal style rowhouse built in 1826. Application is to construct rooftop and rear yard additions and alter the rear façade.

130 West 57th Street - Individual Landmark
LPC-24-11718 - Block 1009 - Lot 46 - **Zoning:** C5-3
CERTIFICATE OF APPROPRIATENESS
A studio building designed by Pollard & Steinam and built in 1907-8. Application is to alter a storefront entrance vestibule and install cladding and signage.

785 Fifth Avenue - Upper East Side Historic District
LPC-24-12001 - Block 1374 - Lot 69 - **Zoning:** RH-10
CERTIFICATE OF APPROPRIATENESS
An apartment building designed by Emery Roth & Sons and built in 1962-63. Application is to lower parapet walls and install railings at a terrace.

857 Fifth Avenue - Upper East Side Historic District
LPC-24-03833 - Block 1382 - Lot 1 - **Zoning:** R10
CERTIFICATE OF APPROPRIATENESS
An apartment building designed by Robert L. Bien and built in 1961-1963. Application is to reclad the base of the building.

jy30-a12

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the following proposed revocable consent(s) has been scheduled for a public hearing by the New York City Department of Transportation. A draft

copy of the revocable consent agreement(s) may be obtained at no cost by submitting a request at diningoutnyc.info/requestcopy

The public hearing will be held remotely via Zoom, commencing on August 29, 2024, at 11:00 A.M., on the following petition for revocable consent:

To join the hearing via your browser either click on the following URL link or copy and paste it into your browser's address bar.

Join Zoom Meeting: zoom.us/j/91467302621
Meeting ID: 91467302621

To join the hearing only by phone, use the following information to connect:

Phone: +1-929-205-6099
Meeting ID: 914 6730 2621

In the matter of a proposed revocable consent authorizing the following:

1. Talia's Steakhouse, to maintain, operate, and use a sidewalk cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 668 AMSTERDAM AVENUE in the Borough of Manhattan.
2. Frena, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 773 10th Avenue in the Borough of Manhattan.
3. Sunday in Brooklyn, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 348 Wythe Avenue in the Borough of Brooklyn.
4. Dai Hachi Sushi, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 4618 Vernon Boulevard in the Borough of Queens.
5. Luck Thai, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 386 5th Avenue in the Borough of Brooklyn.
6. Pisticci, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 125 LA SALLE STREET in the Borough of Manhattan.
7. Water & Wheat, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 1379 3rd Avenue in the Borough of Manhattan.
8. Sanat Fe, to maintain, operate, and use a roadway cafe for a term of four years adjacent to the proposed revocable consent is for a term of four years adjacent to, 73 W 71st Street in the Borough of Manhattan.

Accessibility questions: DiningOutNYC@dot.nyc.gov, by: Monday, August 26, 2024, 4:00 P.M.



← a12



The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open to the public.

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with IAAI.com posts vehicle and heavy machinery auctions online every week at: <https://iaai.com/search?keyword=dcas+public>.

All auctions are open to the public and registration is free.

Vehicles can be viewed in person at:
Insurance Auto Auctions, Green Yard
137 Peconic Ave., Medford, NY 11763
Phone: (631) 207-3477

No previous arrangements or phone calls are needed to preview.
Hours are Monday from 10:00 A.M. - 2:00 P.M.

ja19-jy3

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property, appear in the Public Hearing Section.

ja16-d31

PROCUREMENT

“Compete To Win” More Contracts!

Thanks to a new City initiative - “Compete To Win” - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and Women-Owned Businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

- Win More Contracts, at nyc.gov/competetowin

“The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed, to the City’s prestige as a global destination. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence.”

HHS ACCELERATOR PREQUALIFICATION

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed, at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public

All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www.nyc.gov/site/mocs/hhsa/hhs-accelerator-guides.page>

ADMINISTRATION FOR CHILDREN’S SERVICES

OFFICE OF THE FIRST DEPUTY COMMISSIONER

■ INTENT TO AWARD

Human Services/Client Services

CHAPERONE SERVICES - Negotiated Acquisition - Other - PIN# 06825N0004 - Due 8-26-24 at 4:00 P.M.

Pursuant to Procurement Policy Board rules (PPB) Section 3-04(b)(2)(i) (D) & 3-04(b)(2)(ii), the New York City Administration for Children’s Services (ACS) intends to utilize the negotiated acquisition procurement method to enter into contract negotiations with TemPositions Health Care Inc. for the provision of chaperone services for youth at ACS’ Nicholas Scoppetta Children’s Center. TemPositions Health Care is located at 622 Third Avenue, 39th Floor, New York, NY 10017. The proposed contract term of this program will be August 1, 2024, through June 30, 2024. The EPIN for this proposed award is 06825N0004001. The proposed total contract authority is \$2,893,276.75.

Any information concerning the provider’s performance, as well as any other factors relevant to the proposed contract may be expressed by contacting Peter Pabon at peter.pabon@acs.nyc.gov by no later than August 26, 2024.

This notice is for informational purposes only. Organizations interested in solicitations for these services are invited to do so by registering with the NYC Mayor’s Office of Contract Services (MOCS) PASSPort system. To register with PASSPort, please go to www.nyc.gov/PASSPort. There you will find additional guides to assist you with the registration process.

ACS selected the negotiated acquisition procurement method pursuant to the Procurement Policy Board Rules, Section 3-04(b)(2)(i)(D) & Section 3-04(b)(2)(ii) because due to increase in demand and unexpected staffing shortages, ACS is in urgent need of supplemental staff in addition to those provided by our current vendor, Gotham Per Diem, to provide chaperone services for children and youth residing at the NSCC in time for the FALL 2024 school year. ACS reached out to interested parties who proposed for these services in past solicitations and found that TemPositions Health Care was the only experienced provider who has both the organizational capability and capacity to meet this need in a very short timeframe.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Administration for Children’s Services, 150 William Street, 9th Floor, New York, NY 10038. Peter Pabon (212) 341-3450; peter.pabon@acs.nyc.gov

a8-15

YOUTH AND FAMILY JUSTICE

■ INTENT TO AWARD

Human Services/Client Services

RESPITE CARE NAE - Negotiated Acquisition - Other - PIN# 06825N0001 - Due 8-19-24 at 9:00 P.M.

This notice is for informational purposes only. Organizations interested in future solicitations for these services, are invited to do so by registering with the NYC Mayor’s Office of Contract Services (MOCS) PASSPort system. To register with PASSPort, please go to www.nyc.gov/PASSPort. There you will find additional guides to assist you with the registration process.

Pursuant to Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, ACS intends to extend the subject contract for one (1) year via the negotiated acquisition extension procurement method. Extending this contract for an additional year will prevent a disruption of these critical & mandated services while ACS completes the RFP process. RFP is anticipated to be released by Fall 2024.

a7-13

BROOKLYN BRIDGE PARK

■ SOLICITATION

Goods and Services

BROOKLYN BRIDGE PARK – RFP – HISTORIC FIREBOAT STATION CONCESSION - Request for Proposals - PIN# Historic Fireboat Station Concession 2024 - Due 9-3-24 at 3:00 P.M.

Brooklyn Bridge Park Corporation d/b/a Brooklyn Bridge Park (“BBP”) is seeking proposals from highly qualified operators (“Respondent”) to operate a year-round food and beverage concession of premium quality in terms of both experience and service at the Historic Fireboat Station in Brooklyn Bridge Park.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Brooklyn Bridge Park, 334 Furman Street, Brooklyn, NY 11201. Sean Reynolds; proposals@bbp.nyc

a1-14

BROOKLYN NAVY YARD DEVELOPMENT CORP.

■ SOLICITATION

Goods and Services

UNIFORM CONTRACT - Public Bid - PIN# 000224 - Due 9-4-24 at 5:00 P.M.

The Brooklyn Navy Yard Development Corporation is issuing this RFP to seek proposals from entities interested in submitting contract proposal for our Employee Uniform Rental and Laundry Services.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Brooklyn Navy Yard Development Corp., Brooklyn Navy Yard Development Corporation, Building 77, 141 Flushing Avenue, Suite 801, Brooklyn, NY 11205. Daniel Gonzalez (347) 907-9388; dgonzalez@bnyc.org

a12

CITY UNIVERSITY

FACILITIES, PLANNING, CONSTRUCTION AND MANAGEMENT

■ SOLICITATION

Construction / Construction Services

159TH STREET DOWNTOWN REVITALIZATION INITIATIVE AT YORK COLLEGE - Competitive Sealed Bids - PIN# CITYW-CUCF-08-22-CMB-01 - Due 9-3-24 at 5:00 P.M.

Bids are being solicited on behalf of the City University Construction Fund (CUCF) by LiRo Program and Construction Management PE, P.C.(LiRo-Hill) for the revitalization of the 159th Street archway serving as the primary pedestrian gateway for York College students, staff, and faculty, connecting a pedestrian plaza on the York College campus to the Jamaica Center subway station. Located at 159th Street and Archer Avenue, Jamaica New York renovations consist of but are not limited to removal and replacement of concrete pavers; installation of new concrete footings for custom tree light fixtures, installation of new branch circuits, conduit and wiring; new electrical panels and connections; new custom tree light fixtures; removal and replacement of existing steel bi-fold gates; granite curb replacement; removal and replacement of existing overhead signage; and site civil work. Bidders are directed to review the contract documents for the complete scope of work.

The work is being bid as a single prime General Construction contract with the expected cost range of \$2,000,000 to \$2,500,000.

Bid Documents will be available August 12, 2024 at 12 Noon through PROCORE Project Management Software. Prospective bidders are instructed to contact the designated contact person via e-mail for access to PROCORE. Bidders requesting access to PROCORE will

receive a unique e-mail generated from PROCORE specific to this bid. Any issues pertaining to accessing bid documents or PROCORE should be directed to the contact person designated below:

Contact Person: Howard Thompson, LiRo-Hill, 3 Aerial Way Syosset, New York 11791, Telephone: (201) 310-8973, E-Mail: thompsonh@lirro-hill.com.

A site visit and pre-bid conference has been scheduled for August, 15, 2024 at 10:00 A.M. Attendance by any potential bidders, subcontractors and suppliers is strongly encouraged. All attendees are to meet at the project site located at the intersection of Archer Avenue and 159th Street Jamaica, NY 11451.

All pre-bid questions must be in writing and must be received in writing through PROCORE no later than August 20, 2024 at 5:00 P.M. Any questions or requests for clarification received after this time and date will not be accepted.

The Bidder shall have been in business under the present company name for a minimum of five (5) years. The Bidder and or one or more of its principals shall have satisfactorily completed three (3) projects of similar size, scope and complexity with at least one (1) such project being completed within the last ten (10) years. One of the three (3) projects shall have been completed within an occupied facility. Bidder will staff the project with a Project Manager and Superintendent meeting the experience requirements of the bid documents. Bidder shall exhibit strong business integrity and possess the financial resources to complete a project of this size.

The Bidder shall not be permitted to subcontract work totaling an amount more than 90 percent of the total bid amount.

The Minority and Women Owned Business Enterprise (M/WBE) and Service-Disabled Veterans Owned Business (SDVOB) goals for this project are 18 percent for MBE, 12 percent for WBE and 6% for SDVOB.

All Bids shall be delivered electronically through PROCORE and received no later than September 3, 2024 at 5:00 P.M. Late bids will not be accepted.

Any problems receiving the Bid Documents should be reported to cuny.builds@cuny.edu. All other questions and communications must be directed to LiRo Program and Construction Management, P.E. P.C. to the designated LiRo contact person. This project is governed by the NYS Procurement Lobby Act set forth in State Finance Law Sections 139-j and 139-k.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

City University, Michelle Harris (646) 664-2700; CUNY.Builds@cuny.edu

a12

CITYWIDE ADMINISTRATIVE SERVICES

ENERGY MANAGEMENT

■ SOLICITATION

Construction / Construction Services

DEM SOLAR DESIGN BUILD 1 - Competitive Sealed Proposals - PIN# 85624I0004 - Other - Due 10-15-24 at 10:00 A.M.

DCAS DEM is soliciting a design-build vendor to install solar PV systems. DCAS is seeking highly qualified candidates who are capable of efficiently designing, procuring, installing, constructing, and commissioning Solar PV Systems and, where applicable, Roof Repair Work across a 25+ site portfolio of primarily DOE and one NYPD site. PASSPort EPIN: 85624I0004. Pre-proposal Conference will be held virtually. Please see the Pre-Bid Conference location box in PASSPort for the link. If you are experiencing any difficulties responding to this RFX, please reach the MOCS service desk at the following link: https://mocsupport.atlassian.net/service desk/customer/portal/8

Pre bid conference location -<https://events.gcc.teams.microsoft.com/event/d922f3ba-f555-40e3-97df-a156cea0b6b0@32f56fc7-5f81-4e22-a95b-15da66513bef>. Mandatory: no Date/Time - 2024-09-05 10:00:00.

☛ a12

FM – CONTRACT SERVICES

■ AWARD

Services (other than human services)

BLANKET ORDER FOR INTERIOR PLANT MAINTENANCE - M/WBE Noncompetitive Small Purchase - PIN# 85625W0003001 - AMT: \$99,999.00 - TO: John Mini Distinctive Landscapes, 250 Brenner Drive, Congers, NY 10920.

Furnish all labor, material, and equipment necessary for interior plant maintenance for the Department of Citywide Administrative Services.

☛ a12

HUMAN CAPITAL

■ AWARD

Services (other than human services)

ANNUAL SUBSCRIPTION AND SUPPORT - M/WBE Noncompetitive Small Purchase - PIN# 85625W0007001 - AMT: \$22,941.25 - TO: Portland Williams LLC, 75 N Central Avenue, Ste 105, Elmsford, NY 10523-2537.

Annual subscription and support renewal for IBM SPSS, which will be used by 10 employees in Exam Development Group.

Contact: Keenyon Haynes 212-386-1719 khaynes4@dcas.nyc.gov.

☛ a12

CORRECTION

■ INTENT TO AWARD

Goods

07225Y0264-GUARD 1, TIMEKEEPING SYSTEMS - Request for Information - PIN# 07225Y0264 - Due 8-21-24 at 12:00 P.M.

Pursuant to Section 3-05 of the Procurement Policy Board Rules, the New York City Department of Correction (“DOC” or “Department”) will be utilizing Sole Source procurement method to obtain the services of Time Keeping System, Inc., for the purchase of DL-IP IP Downloader for use with its existing watch tour system.

DOC utilizes L-IP IP Downloader for use with its existing watch tour system. The IP Downloaders allow data to be transmitted from devices known as pipes that the Correction Officers use to check into locations throughout facilities. The data from the pipe is then transmitted to the PC for storage and analysis. This system must be maintained in good repair to comply with the New York State Commission on Correction requirement that DOC have a watch tour system functioning in all secure lockdown housing areas.

Any vendor besides TIME KEEPING SYSTEMS, INC. that believe it can provide the above referenced product may express interest by responding to the RFI E-PIN 07225Y0264 in PASSPort no later than August 8 at 11:00 A.M.

a7-13

DISTRICT ATTORNEY - NEW YORK COUNTY

INFORMATION TECHNOLOGY

■ AWARD

Services (other than human services)

ANNUAL MAINTENANCE AND SUPPORT FOR NUIX INVESTIGATIVE SOFTWARE SUBSCRIPTION - M/WBE Noncompetitive Small Purchase - PIN# 901NUIXSW25 - AMT: \$541,640.00 - TO: W. O'Donnell Consulting, Inc, 538 W 27th Street, Suite 903, New York, NY 10001.

M/WBE noncompetitive method over \$100,000.00.

PPB Rules section 3-08 (c)(1)(iv)

☛ a12

FINANCE

■ INTENT TO AWARD

Services (other than human services)

83625Y0095-AUTOMATED RECONCILIATION TOOL AND RELATED SERVICES - Request for Information - PIN# 83625Y0095 - Due 8-19-24 at 5:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of the New York City Department of Finance (“DOF”) to enter into sole source negotiations with Trintech, Inc. (“Trintech”), to maintain and support the Automated Reconciliation Tool and Related Services, Frontier Cash Web Client. This service is to assist the DOF’s Citywide Payments Services & Standards (“CPSS”) Division to enhance New York City’s (“NYC”) ability to track and recognize cash and cash equivalent transactions in multiple NYC Bank accounts. NYC Agencies collect cash receipts by a wide variety of methods and media that flow through numerous accounts at different commercial banks. Daily reconciliation of these numerous cash in-flows is an important CPSS oversight function and enhanced reconciliation tools that improve timeliness and accuracy are an important component of CPSS’ management, best practices, and proper compliance of cash inflows.

Any vendor, besides Trintech, that believes it can provide the above referenced services is invited to express its interest by submitting a response in PASSPort. Please complete the Acknowledgment tab and submit a response in the Manage Responses tab. If you have questions about the details of the RFx, please submit through the Discussion with Buyer tab.

Vendor resources and materials can be found at the link below under the Finding and Responding to RFx (Solicitation) heading: <https://www.nyc.gov/site/mocs/passport/getting-started-with-passport> page.

If you need additional assistance with PASSPort, please contact the MOCS Service Desk via: <https://mocssupport.atlassian.net/serviceesk/customer/portal/8>.

(Click on Request Assistance)

a6-12

HEALTH AND MENTAL HYGIENE

FINANCE

■ AWARD

Goods

COMPUTER/ELECTRONIC EQUIPMENT FOR THE BUREAU OF HEPATITIS - M/WBE Noncompetitive Small Purchase - PIN# 81624W0022001 - AMT: \$250,000.00 - TO: Ibilola Ogun, 101 Eisenhower Parkway, Suite 300, Roseland, NJ 07068.

☛ a12

HOMELESS SERVICES

■ AWARD

Human Services/Client Services

CITY SANCTUARY FACILITY FOR FAMILIES WITH CHILDREN - Emergency Purchase - PIN# 07124E0025001 - AMT: \$13,441,286.00 - TO: Housing Works Inc, 57 Willoughby St, 2nd Fl, Brooklyn, NY 11201-5290.

Located at 3317 Greenpoint Avenue, LIC, NY 11101, 71 units.

☛ a12

CITY SANCTUARY FACILITY FOR FAMILIES WITH CHILDREN - Emergency Purchase - PIN# 07124E0045001 - AMT: \$26,304,055.00 - TO: Project Redirect Inc of The District of Columbia, 8555 16th Street, Suite 700, Silver Spring, MD 20910.

Located at 140-35 Queens Blvd Unit: 159 Units- Hanyc will provide rent.

☛ a12

SHELTER SVS FOR HMLESS FWC, JACKSON FAMILY RESIDENCE 95 UNIT - Competitive Sealed Proposals/Pre-Qualified List - PIN# 07123P0023001 - AMT: \$30,853,544.00 - TO: Bronxworks Inc, 60 East Tremont Avenue, Bronx, NY 10453.

Jackson Family Residence is a brick building built in 1988, and is located at 691 East 138th Street, Bronx NY 10454. It consists of three separate floors covering 72,000 square feet with 95 residential units throughout, including 66 one-bedroom and 29 two-bedroom units. The first floor, in addition to its 23 apartments, has offices, childcare, storage space, a living room and lobby. There is additional office space on the second and third floors; both of which each have a laundry room. More storage space can be found in the basement along with mechanical rooms, a boiler room, and an electrical room.

← a12

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Human Services/Client Services

NAE - YOUTHPATHWAYS SA II BROOKLYN - Negotiated Acquisition - Other - PIN# 06924N0030001 - AMT: \$1,919,091.58 - TO: America Works of New York Inc, 228 E 45th St, 16th Fl, New York, NY 10017.

The Department of Social Services (DSS) Career Services is requesting a Negotiated Acquisition Extension (NAE) to extend the contract with America Works of New York, Inc. for 15 months to provide more time to release a new RFP. This additional time is vital to ensure continuity of services of assisting New York clients ages 18 to 24 in Brooklyn to obtain and maintain employment. The Career Services' Career Pathways/Youth Pathways approach connects progressive levels of education, training, support services, and credentials, working with employers to grow a pipeline of skilled workers for in-demand occupations. The program provides care, education, and training services and helps find programs, including internships and community service, tailored to the needs of a younger population. Contract Term: 4/1/24- 6/30/25. Contract Amount: \$1,919,091.58.

This NAE with incumbent provider is necessary to provide more time to release a new RFP and ensure the continuity of career services of assisting DSS clients to obtain and maintain employment until a new RFP is in place. This procurement is in accordance with PPB Rules Section 3-01(d)(2)(vii).

← a12

SINGLE ROOM OCCUPANCY FOR SINGLE ADULTS - Required/Authorized Source - PIN# 06924R0003021 - AMT: \$3,923,212.50 - TO: Volunteers of America Greater New York Inc., 135 West 50 Street, 9th Floor, New York, NY 10020.

Located at 1075 Webster Avenue, Bronx, NY 10456 (200 units).

← a12

■ INTENT TO AWARD

Services (other than human services)

06924Y0249-COMPUTER LOCK SERVICES FOR DHS FACILITIES - Request for Information - PIN#06924Y0249 - Due 8-29-24 at 3:00 P.M.

Pursuant to Section 3-05 of the PPB rules, DSS/ITS is requesting the Sole Source procurement for Computer Lock Services for DHS Facilities. Many of DHS staff sit in open spaces, making their assigned assets vulnerable to theft. Computer locks have the ability to keep laptops, desktop computers and mobile printers properly secured to desks. This service will enable all computers, printers and other IT assets be locked down at several offices and shelters within DHS. Pioneer Lock is both the sole manufacturer of this product and there are no area distributors of this product. No other company or firm sells or distributes such items with their unique product formulations, specifications and inconspicuous appearance. There are no other product combinations practically available that would serve the same purpose or function. The parts that make up FlexLok-15 are not interchangeable with parts of another manufacture. If you have any questions, please email ACCOContractPlanning@dss.nyc.gov with the subject line "06924Y0249 - Computer Lock Services for DHS Facilities. Please indicate your interest by responding to the RFI E-PIN 06924Y0249 in PASSPort no later than 8-29-2024, 3:00 P.M.

a8-14

LAW DEPARTMENT

■ INTENT TO AWARD

Services (other than human services)

BILL JACKET COMPILATION - NEW YORK LEGISLATIVE SERVICE INC. - Negotiated Acquisition - Other - PIN# 02524N0080 - Due 8-19-24 at 7:00 P.M.

As this procurement is for the retention of a firm to provide Legislative Research Services for which there is an urgent and compelling need that cannot be timely met through competitive sealed bidding or competitive sealed proposals, and it has been determined in writing that it is not practical or not advantageous to award this contract by competitive sealed proposals, the Law Department will be using the Negotiated Acquisition method of source selection to award this contract, pursuant to PPB Rules §§ 3-04(b)(2)(i)(D).

← a12-19

■ PROCUREMENT

■ INTENT TO AWARD

Services (other than human services)

ABACUS DATA SYSTEMS, HOTDOCS LICENSE AND MAINTENANCE - Sole Source - Available only from a single source- PIN#02524Y0067 - Due 8-19-24 at 2:00 P.M.

It is the intent of the New York City Law Department ("Law Department") to enter into sole source negotiations with Abacus Data Systems, Inc. ("Abacus") with the expectation that Abacus will be awarded a one-year contract with the Law Department pursuant to which the Law Department will license Abacus' HotDocs solution. The contract will commence on January 1, 2024 and terminating on December 31, 2024. This request will be processed utilizing the Sole Source Method of procurement pursuant to Procurement Policy Board ("PPB") Rules Section 3-05. The HotDocs solution, includes licenses, support, updates, and security patches. The HotDocs software provides document automation that allows end users to efficiently turn documents and forms into intelligent templates. It is the Law Department's belief that the HotDocs software is licensed and provided exclusively by Abacus. Any firm besides Abacus Data Systems, Inc. that believes it can provide the HotDocs software or a product that provides all the same functionality, including automation, processing functionality, accessibility, and collaborative user functionality, is invited to respond in PASSPort and provide proof it can offer the same product and services as Abacus. Search in PASSPort for the EPIN: 02524Y0067 and respond in PASSPort.

Commodity codes used associated with this negotiation are as follows:

- 20836 – Data Processing Software, Microcomputer
- 20837 – Database Software

Vendor Response Date: August 19, 2024

Contact Information: Henry Sheehan hsheehan@law.nyc.gov

If you have any technical issues please contact the MOCS service desk at: <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Law Department, 100 Church Street, 5th Floor, Room 5-208a, New York, NY 10007. Henry Sheehan (212) 356-1128; hsheehan@law.nyc.gov

a8-14

PARKS AND RECREATION

■ SOLICITATION

Construction/Construction Services

NYC PARKS SITE WORK CONSTRUCTION PQL - Request for Qualifications - PIN# PQL000154 - Due 12-31-99 at 4:00 P.M.

*** This is a revision to the PQL description that originally appeared on 7/22/2024. ***

The New York City (the "City") Department of Parks and Recreation ("Parks" or the "Agency") is establishing a pre-qualified list ("PQL") of general contractors for furnishing all labor, materials and equipment,

necessary and required to perform general construction site work on NYC parklands. The estimated construction cost for these projects is up to \$6,000,000.00. All projects solicited pursuant to this PQL will be subject to Mayor's apprenticeship program directive of 2015 requiring vendors to maintain apprenticeship agreements with programs registered with, and approved by, the New York State Department of Labor.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, Olmsted Center, Flushing Meadows Corona Park, Flushing, NY 11368. Cristian Castro (718) 760-4082; Cristian.Castro@parks.nyc.gov

a7-13

INTENT TO AWARD

Services (other than human services)

84625D0001-TREE CENSUS PILOT - Demonstration Project - Other - PIN#84625D0001 - Due 9-5-24 at 2:00 P.M.

NYC Department of Parks & Recreation ("NYC Parks" or "Agency") is releasing this Request for Expression of Interest ("EOI") solicitation to solicit responses for a pilot that will use ground-level LiDAR data to derive the required metrics of a citywide tree inventory.

a8-14

REVENUE

SOLICITATION

Human Services/Client Services

REQUEST FOR PROPOSALS: THE OPERATION AND MAINTENANCE OF SEASONAL PROGRAMMING, EVENTS, OR OTHER SERVICES AT ALLEY POND PARK IN QUEENS

- Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# Q1-O-2024 - Due 9-11-24 at 2:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a non-significant Request for Proposals (RFP) for the Operation and Maintenance of Seasonal Programming, Events, or Other Services at Alley Pond Park in Queens.

There will be a recommended remote proposer meeting on Tuesday, August 20, 2024, at 11:00 A.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The link for this meeting is as follows:

https://teams.microsoft.com/dl/launcher/launcher.html?url=%2F_%23%2F%2Fmeetup-join%2F19%3Ameeting_NDcxYzlyYWYtMzE2NC00N2Y2LWEONDEtNTFhNzY1YWVjZmUz%40thread.v2%2F0%3Fcontext%3D%257b%2522Tid%2522%253a%252232f56fc7-5f81-4e22-a95b-15da66513bef%2522%252c%2522Oid%2522%253a%2522e00b9d94-6eed-47f7-97f7-61b320e5435e%2522%257d%26CT%3D1722362491529%26OR%3DOutlook-Body%26CID%3D1E3347CE-E319-4145-BA80-1F1812EF6D1E%26anon%3Dtrue&type=meetup-join&deeplinkId=e582bb3e-c4c7-4b78-8280-a98ed044baf9&directDl=true&msLaunch=true&enableMobilePage=true&suppressPrompt=true

Meeting ID: 271 357 673 017

Passcode: dASbHb

Or call in (audio only) +1-646-893-7101

Phone Conference ID: 128915607#

Subject to availability and by appointment only, we may set up a meeting at the proposed concession site, which is located at the Area Near Springfield Playground, near 76th Avenue and Springfield Boulevard.

All proposals submitted in response to this RFP must be submitted no later than Wednesday, September 11, 2024, at 2:00 P.M.

Hard copies of the RFP can be obtained at no cost, commencing Wednesday, August 7, 2024, through September 11, 2024, by contacting Lindsay Schott, Senior Project Manager at (212) 360-3405 or at Lindsay.Schott@parks.nyc.gov.

The RFP is also available for download, on Wednesday, August 7, 2024, through September 11, 2024, on Parks' website. To download the RFP, visit http://www.nyc.gov/parks/businessopportunities and click on the "Concessions Opportunities at Parks" link. Once you have logged in,

click on the "download" link that appears adjacent to the RFP's description.

For more information or if you cannot attend the remote proposer meeting, prospective proposers may contact Lindsay Schott, Senior Project Manager, at (212) 360-3405 or at Lindsay.Schott@parks.nyc.gov.

Deaf, hard-of-hearing, deaf-blind, speech-disabled, or late-deafened people who use text telephones (TTYs) or voice carry-over (VCO) phones can dial 711 to reach a free relay service, where specially trained operators will relay a conversation between a TTY/VCO user and a standard telephone user.

Alternatively, a message can be left on the Telecommunications Device for the Deaf (TDD). The TDD number is 212-New York (212-639-9675).

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, 830 Fifth Avenue, Room 407, New York, NY 10065. Lindsay Schott (212) 360-3405; Lindsay.schott@parks.nyc.gov

a7-20

REVENUE AND CONCESSIONS

SOLICITATION

Goods and Services

RENOVATION, OPERATION, AND MAINTENANCE OF A PITCH AND PUTT GOLF FACILITY AT FLUSHING MEADOWS CORONA PARK - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# Q99-J-GC - Due 9-13-24 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a significant Request for Proposals (RFP) for the Renovation, Operation, and Maintenance of the Pitch and Putt Golf Facility at Flushing Meadows-Corona Park. There will be a recommended remote proposer meeting on Thursday, August 8, 2024 at 1:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting. The link for the remote proposer meeting is as follows: https://teams.microsoft.com/dl/launcher/launcher.html?url=%2F_%23%2F%2Fmeetup-join%2F19%3Ameeting_NWEyNWQ2MjAtMDlkNi00NTkyLTg3NTUtODIyNzg4MDQyMWIx%40thread.v2%2F0%3Fcontext%3D%257b%2522Tid%2522%253a%252232f56fc7-5f81-4e22-a95b-15da66513bef%2522%252c%2522Oid%2522%253a%25222790e77c7e-3f3e-490e-b23f-b0a3a4911202%2522%257d%26CT%3D1721676279918%26OR%3DOutlook-Body%26CID%3D3013FD4B-8578-4CAF-9BAA-835965ADDC78%26anon%3Dtrue&type=meetup-join&deepLinkId=969b2437-7ad4-4d88-aeba-4729c57fc9f2&directDl=true&msLaunch=true&enableMobilePage=true&suppressPrompt=true. You may also join the remote proper meeting by phone using the following information: Phone #+1 646-893-7101, 493835694#, Phone conference ID: 493 835 694#. Subject to availability and by appointment only, we may set up a meeting at the proposed concession site, which is located at the existing facility at the north side of Flushing Meadows-Corona Park, Queens. All proposals submitted in response to this RFP must be submitted no later than Friday, September 13, 2024 at 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, The Arsenal, 830 Fifth. Mallory Mrozinski (212) 360-8230; mallory.mrozinski@parks.nyc.gov

a1-14

SANITATION

AGENCY CHIEF CONTRACTING OFFICE

INTENT TO AWARD

Goods

OFFICIAL REFUSE AND RECYCLING BINS (OTTO) - Request for Information - PIN# 82725Y0335 - Due 8-23-24 at 1:00 P.M.

Pursuant to Procurement Policy Board Rule Section 3-05, The NYC Department of Sanitation (DSNY), intends to enter into a sole source agreement with Duramax Holdings LLC dba Otto Environmental Systems for the purchase of New York City Official refuse and recycling disposal containers. DSNY has determined, that Otto Environmental

Systems is the sole authorized source of this product. Models Edge 21G, Edge 35G, Edge 45G.

Any firm which believes they can provide such product are welcome to submit an expression of interest.

Please indicate your interest by responding to the RFI, EPIN: 82725Y0335 in PASSPort. All related inquiries should be sent to Pavel Rusinov and Jonathan Silverstein, at prusinov@dmsny.nyc.gov and jsilverstein@dmsny.nyc.gov no later than August 23, 2024 by 1:00 P.M.

a7-14

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATION

Goods and Services

REQUEST FOR QUALIFICATIONS AND EXPRESSION OF INTEREST (“RFQEI”): CSI 50 CONVERSION, PLA FEASIBILITY, MASTER PLANNING SERVICES, DESIGN BUILD REQUIREMENTS CONSULTANT (OWNER’S REPRESENTATIVE) - Request for Information - PIN# 24-0924 - Due 8-28-24 at 5:00 P.M.

Description:

This Request for Qualifications and Expression of Interest (“RFQEI”) is being issued by the New York City School Construction Authority (“SCA”) to solicit industry feedback and to evaluate vendor interest and qualifications in connection with certain Scopes of Services.

The SCA is responsible for the project delivery of new and major renovations of public school facilities throughout the five (5) boroughs of New York City. The SCA oversees all capital planning, contracting, design, and construction management of all projects in the five-year Capital Plan. To learn more about the SCA’s Capital Plan visit <https://www.nycsca.org/Community/Capital-Plan-Reports-Data#Capital-Plan-67>.

One or more Consultants will be identified, via a formal Request for Proposal process, to perform Services in one or more of the following areas:

- (1) Transitioning the SCA from the MasterFormat Construction Specifications Institute (CSI) 16 Divisions to the current industry 50 Divisions, and training SCA users thereon;
- (2) Conduct a Project Labor Agreement (“PLA”) Feasibility study for Design Build efforts related to both Capacity (new school) and Capital Improvement Program (“CIP” renovation/rehabilitation) projects.
- (3) Master Planning Services; and
- (4) Design Build Requirements Consulting (also known as “Criteria Consultant” or “Owner’s Rep”) Services.

Scopes of Services

- (1) “CSI 50 Implementation”: The SCA develops and maintains design standards for public school designs that in-house and consultant architects reference to develop construction documents. The SCA performance specifications, which are based on the Construction Specifications Institute (CSI) 16 divisions MasterFormat breakdown, are used for all SCA project types. The selected Consultant will be responsible for SCA-wide conversion from the 5-digit code specifications standards that have been modified over the years to the industry’s latest 50 division MasterFormat with an 8-digit code.
- (2) “PLA Study”: Section 1, § 4 of the via Assembly Bill A7636B (<https://www.nysenate.gov/legislation/bills/2019/A7636>), the New York City Public Works Investment Act (“Act”), requires that all Design Build efforts be accomplished pursuant to a Project Labor Agreement. A Project Labor Agreement (PLA) is a pre-hire collective bargaining agreement with one or more labor organizations that establishes the terms and conditions of employment and project delivery for specific construction projects. The SCA has a current PLA with the Building & Construction Trades Council of Greater New York (BCTC) covering specified rehabilitation and renovation work. In order to implement a PLA that would govern the SCA’s Design Build projects, the SCA must, pursuant to Labor Law Section 222, Section 2.a.2 (New York Labor Law Section 222), determine that the PLA would further the SCA’s “interest in obtaining the best work at the lowest possible price, preventing favoritism, fraud and corruption, and

other considerations such as the impact of delay, the possibility of cost savings advantages, and any local history of labor unrest”. The selected Consultant will be tasked with undertaking, or supporting an SCA-led, “Feasibility Study” specific to a Design Build Project Labor Agreement.

- (3) “Master Planning Services”: In response to this RFQEI we are also asking interested firms to demonstrate their ability to perform Master Planning Services with the goal of updating the SCA’s Design Standards for its large portfolio of school buildings. Interested firms should respond with prior examples of their master planning experience relating to standards. Associated disciplines/areas of expertise required for this Master Plan service effort shall include, but not be limited to Architectural, Structural, Civil, Geotechnical, Electrical, Lighting, Heating Ventilation and Air-Conditioning, Fire Protection, Plumbing and Drainage, Interior Design, Sustainability, Landscaping, Cost Estimating, Acoustical, Elevator, Signage and Wayfinding, Waste Management, Kitchen, Traffic Engineering, ADA Accessibility, Forensic Architect, Educators, Graphic Design, Security Consultant, Historical Preservation and Energy Modeling Services. It is expected that the components of the study will include Engagement, Data Gathering and Educational & Building Standards. The required services include but are not limited to:
 - a. Submission of reports in InDesign, PDF, PowerPoint and other electronic format for all documents as required by the SCA.
 - b. Detailed review and assessment of all existing NYCSCA Design Standards.
 - c. Engagement In-person and virtual engagement with stakeholders at the SCA, New York City Department of Education, New York City School Construction Authority, Communities (targeted outreach), SCA Design Consultants, and other parties via workshops (visioning) to ensure that collection of comprehensive data to support the update and creation of additional Design Standards. Listening sessions, workshops and surveys shall be included as means of collecting data for this Master Plan.
 - d. In-person and virtual community engagement to identify highest needs, a vision for teaching and learning in the form of educational specification standards and building and architectural design standards.
 - e. Preparation of recommendations based on data collected from stakeholders, best pedagogical practice and associated cost estimates for the recommendations. Cost estimates will be instrumental in the decision-making process as it will impact the SCA’s 2025-2029 Capital Plan.
 - f. Updating and adding to the SCA’s current suite of standards.
- (4) “Design Build Requirements Consultant”: The SCA is authorized, via the Act, to award Design Build contracts for certain public works within the City. The Act requires that the SCA utilize a two-step procurement process for Design Build contracts: a request for qualifications and then a request for proposals to short-listed vendors. The Act also requires that the SCA select the Design Build proposal that provides the best value to the City, taking into consideration the qualifications of the Design Builder, the quality of the proposal, and the proposed cost. Design Build contracts awarded pursuant to the Act may be for a lump sum, guaranteed maximum price (“GMP”), or other price format. Firms reviewing this RFQEI should be familiar with the Act, and with the Design Build model, and are being asked to respond to certain SCA-specific nuances in connection therewith. The selected Consultant will be tasked with Program and Project Development, including, but not limited to, development of Design Build strategies, creation of internal program materials, risk assessments, development of project specific performance-based specifications, pre- and post-award support, and project management/administration services, for SCA Design Build projects. Ultimately, guided by primers and best practices promulgated by the Design Build Institute of America (“DBIA”), the SCA intends to seek Requirements Consulting Phase 2 services from proposers with strong leadership, technical, and facilitative skills that have extensive experience developing and managing Design Build projects. Services required by the SCA include, without limitation, the following:
 - a. Program Development:
 - i. Strategize and develop the initial NYCSCA Design Build program, outlining project objectives, priorities, opportunities and requirements.
 - ii. Collaborate with SCA stakeholder departments including Architecture & Engineering, Construction

Management, Capital Plan Management, Design & Construction Innovation Management (including Technical Standards and Cost Estimating), Environmental & Regulatory Compliance, Finance, Information Technology, Legal and Operations to define program goals and objectives.

- iii. Recommendations on how to ensure that the Design Professional's standard of care is maintained as it relates to the Owner.
- b. Procurement Support:
 - i. Draft and issue all elements of the two-stage Design Build procurement process including the RFQ and RFP, with particular emphasis on the development of appropriate evaluation criteria to be used during each phase.
 - ii. Evaluate proposals at both stages and make recommendations based on project requirements and budget constraints.
- c. Contract Development and Administration:
 - i. Develop contract documents, including terms, conditions, and scope of work, specific to Design Build program.
 - ii. Negotiate contract terms on behalf of the owner to ensure best value and protection of interests.
 - iii. Administer contracts throughout the project lifecycle, including dispute resolution.
- d. Design and Construction Oversight:
 - i. Review design documents to ensure compliance with SCA Specifications, Design Requirements and all regulations including NYC building codes, SHPO, if applicable, FDNY, etc.
 - ii. Monitor construction progress and quality through site visits, inspections, and coordination meetings.
 - iii. Address design and construction issues in a timely manner to mitigate risks and ensure project success.
- e. Stakeholder Coordination : Facilitate communication and collaboration among internal and external project stakeholders.
- f. Budget and Financial Management:
 - i. Develop, maintain and track project budgets, including cost estimates, forecasts, and expenditures.
 - ii. Liaise with the selected Design Build team, identify cost-saving and value engineering opportunities and recommend strategies to optimize project spending.
- g. Risk Management: Identify potential risks and challenges throughout the project lifecycle and develop mitigation strategies and proactive measures, including appropriate insurance requirements, to minimize disruptions and delays.
- h. Quality Assurance and Control:
 - i. Implement quality assurance measures to ensure that the selected Design Build partner meets project requirements and delivers high-quality work.
 - ii. Conduct regular inspections and reviews to verify compliance with design and construction standards.
- i. Project Closeout:
 - i. Manage the closeout process, including commissioning, final inspections, certifications, and documentation.
 - ii. Facilitate the transition of the completed facility, including collection of operating manuals, warranties and guarantees.

The Design Build Requirements Consultant will also be expected to prepare or facilitate reports, minutes, or other program and project-related documentation, including with regard to MWBE participation, and to maintain comprehensive project records, including contracts, correspondence, and all documentation required in order to support and respond to any future audit.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, 25-01 Jackson Avenue, Long Island City, NY 11101. Martina Mercaldo (718) 472-8587; mmercald@nycsca.org

a9-28

SMALL BUSINESS SERVICES

PROCUREMENT

■ INTENT TO AWARD

Services (other than human services)

NYC BUSINESS SOLUTION CENTER NEGOTIATED ACQUISITION EXTENSION - BROOKLYN - Negotiated Acquisition - Other - PIN#80124N0024 - Due 8-20-24 at 4:00 P.M.

The NYC Department of Small Business Services is entering into a Negotiated Acquisition Extension contract with Brooklyn Alliance Inc to provide outcome focused services and assistance to small businesses and entrepreneurs including but not limited to recruitment, training, financing, business courses, legal advising, navigating government, M/WBE Certification, Business Incentives, and selling to government. This will allow the agency to extend the current contract with the existing vendor to continue to support businesses and entrepreneurs in Brooklyn, Boro-wide. The term will be 7/1/2024 to 6/30/2025, in the amount of \$593,200.00, EPIN: 80124N0024.

a6-12

NYC BUSINESS SOLUTIONS CENTER NEGOTIATED ACQUISITION EXTENSION - UPPER MANHATTAN / WASHINGTON HEIGHTS - Negotiated Acquisition - Other - PIN#80124N0026 - Due 8-20-24 at 4:00 P.M.

The NYC Department of Small Business Services is entering into a Negotiated Acquisition Extension contract with Harlem Commonwealth Council Inc to provide outcome focused services and assistance to small businesses and entrepreneurs including but not limited to recruitment, training, financing, business courses, legal advising, navigating government, M/WBE Certification, Business Incentives, and selling to government. This will allow the agency to extend the current contract with the existing vendor to continue to support businesses and entrepreneurs in Upper Manhattan / Washington Heights. The term will be 7/1/2024 to 6/30/2025, in the amount of \$821,578.00, EPIN: 80124N0026.

a6-12

NYC BUSINESS SOLUTIONS CENTER SERVICES NEGOTIATED ACQUISITION EXTENSION - STATEN ISLAND - Negotiated Acquisition - Other - PIN#80124N0025 - Due 8-20-24 at 4:00 P.M.

The NYC Department of Small Business Services is entering into a Negotiated Acquisition Extension contract with Educational Data Systems Inc to provide outcome focused services and assistance to small businesses and entrepreneurs including but not limited to recruitment, training, financing, business courses, legal advising, navigating government, M/WBE Certification, Business Incentives, and selling to government. This will allow the agency to extend the current contract with the existing vendor to continue to support businesses and entrepreneurs in Staten Island, Boro-wide. The term will be 7/1/2024 to 6/30/2025, in the amount of \$305,700.00, EPIN: 80124N0025.

a6-12

YOUTH AND COMMUNITY DEVELOPMENT

■ AWARD

Human Services/Client Services

CRISIS MANAGEMENT SYSTEMS - Negotiated Acquisition - Other - PIN# 26024N0499006 - AMT: \$6,162,500.00 - TO: The Central Family Life Center, Inc, 59 Wright Street, Staten Island, NY 10304.

◀ a12

YOUTH SERVICES

■ AWARD

Human Services/Client Services

SONYC PILOT PROGRAM - Negotiated Acquisition - Other - PIN# 26024N0515003 - AMT: \$1,073,838.00 - TO: Women In Need, Inc., One State Street Plaza, 18 Floor, New York, NY 10004.

To extend services for one year.

◀ a12

BEACON PROGRAM - Negotiated Acquisition - Other - PIN# 26024N0504007 - AMT: \$2,091,345.00 - TO: Sesame Flyers International Inc, 3510 Church Avenue, Brooklyn, NY 11203-2804. 2-year extension.

◀ a12

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



ENVIRONMENTAL PROTECTION

■ PUBLIC HEARINGS

THIS PUBLIC HEARING HAS BEEN CANCELED

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Department of Environmental Protection via conference call on August 13, 2024, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed Purchase Order/Contract between the Department of Environmental Protection and Boomi Environmental LLC. located at 603-A Omni Drive, Hillsborough, NJ 08844 for Kensico Sewer Feasibility Study. The Contract term shall be two calendar years from the date of the written notice to proceed. The Contract amount shall be \$472,140.00 Location: 59-17 Junction Blvd, Flushing, NY 11373 PIN#5019327X.

The Vendor was selected by MWBE Noncompetitive Small Purchase pursuant to Section 3-08(c)(1)(iv) of the PPB Rules.

In order to access the Public Hearing and testify, please call 1-347-921-5612, Access Code: 176797365# no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by August 5, 2024, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Requests should be made to Mr. Noah Shieh via email at noahs@dep.nyc.gov.

◀ a12

THIS PUBLIC HEARING HAS BEEN CANCELED

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Department of Environmental Protection via conference call on August 13, 2024, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed Purchase Order/Contract between the Department of Environmental Protection and Eastern Horizon Corp. located at 3201 Glenwood Road Suite 2C, Brooklyn, NY 11210 for Packman Boats. The Contract term shall be two calendar years from the date of the written notice to proceed. The Contract amount shall be \$300,000.00 Location: 59-17 Junction Blvd, Flushing, NY 11373 PIN#5XC00103.

The Vendor was selected by MWBE Noncompetitive Small Purchase pursuant to Section 3-08(c)(1)(iv) of the PPB Rules.

In order to access the Public Hearing and testify, please call 1-347-921-5612, Access Code: 79613131# no later than 9:55 AM. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by August 5, 2024, from any individual a written request to speak at this hearing, then DEP need not conduct

this hearing. Requests should be made to Mr. Noah Shieh via email at noahs@dep.nyc.gov.

◀ a12

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ NOTICE

THIS PUBLIC HEARING HAS BEEN CANCELLED

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday, August 19, 2024, at 10:00 A.M. The Public Hearing will be held via Conference Call. Call-in #: 1-917-410-4077, ACCESS CODE: 929 050 234.

IN THE MATTER OF a Purchase Order/Contract between the New York City Department of Information Technology and Telecommunications and PruTech Solutions, Inc, located at 555 U.S. Highway 1 South, 2nd Floor, Iselin, NJ 08830, for MYCITY AI WRITING PLATFORM. The amount of this Purchase Order/Contract will be \$107,835.00.

The term of this contract will be for one year from date of registration. CB 2, Brooklyn. E-PIN #: 85825W0013001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules. In order to access the Public Hearing and testify, please call 1-917-410-4077, ACCESS CODE: 929 050 234 no later than 9:55 A.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DoITT does not receive, by August 9th, 2024, from any individual, a written request to speak at this hearing, then DoITT need not conduct this hearing. Written notice should be sent to Patrick Jao, NYC DoITT, via email to Pjao@oti.nyc.gov.

◀ a12

AGENCY RULES

BUILDINGS

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Department of Buildings (DOB) is proposing to amend sections 102-04, 103-01 and 103-05 of Chapter 100 of Title 1 of the Rules of the City of New York regarding waiver of civil penalties for work without a permit and failure to file annual low pressure and high pressure boiler reports with respect to small businesses.

When and where is the hearing? DOB will hold a public hearing on the proposed rule online. The public hearing will take place at 11am on 9/12/24.

- **Join through Internet – Desktop app:**

To join the hearing via your browser either click on the following URL link or copy and paste it into your browser's address bar. Then follow the prompts to either continue using the browser or download/open the Teams desktop app. <https://events.gcc.teams.microsoft.com/event/d455d576-9653-4d8f-a7e9-a02c5666514a3@32f56fc7-5f81-4e22-a95b-15da66513bef>

Enter your name when prompted and click the **“Join now”** button. If you don't have computer audio or prefer to phone in for audio, select **“Phone audio”** under **“Other join options”** then click the **“Join now”** button. You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins. If you are using phone

audio then follow the dial-in instructions when prompted.

If you have low bandwidth or inconsistent Internet connection, we suggest you use the Phone audio option for the hearing. This will reduce the possibility of dropped audio and stutters.

- **Join through Internet - Smartphone app:**

To join using the Microsoft Teams app on your smartphone, click on the following URL link from your phone to automatically open the Teams app. Note that the Microsoft Teams app must already be installed on your smartphone. It is available for free both in the Apple Store and Google Play.
<https://events.gcc.teams.microsoft.com/event/d455d576-9653-4d8f-a7e9-a02c566514a3@32f56fc7-5f81-4e22-a95b-15da66513bef>

When prompted select "Join meeting". Type your name and then select "Join meeting" again. You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins.

Alternatively, open the Teams app and select "Join a meeting". Signing in with an account is not required. Type your name, the following Meeting ID and Passcode, then select "Join meeting".

Meeting ID: 230 305 236 579
 Passcode: cuXL2i (Code is case sensitive)

- **Join via phone only:**

To join the meeting only by phone, use the following information to connect:

Phone: 646-893-7101
 Phone Conference ID: 674491048

You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins.

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the DOB through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to dobrules@buildings.nyc.gov.
- **Mail.** You can mail comments to the New York City Department of Buildings, Office of the General Counsel, 280 Broadway, 7th floor, New York, NY 10007.
- **Fax.** You can fax comments to the New York City Department of Buildings, Office of the General Counsel, at 212-566-3843.
- **Speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up by emailing dobrules@buildings.nyc.gov by 9/5/24 and including your name and affiliation. While you will be given the opportunity during the hearing to indicate that you would like to provide comments, we prefer that you sign up in advance. You can speak for up to three minutes. Please note that the hearing is for accepting oral testimony and is not held in a "Question and Answer" format.

Is there a deadline to submit comments? Yes, you must submit comments by 9/12/24.

What if I need assistance to participate in the hearing? You must tell the Office of the General Counsel if you need a reasonable accommodation of a disability at the hearing. You can tell us by email at dobrules@buildings.nyc.gov. Advance notice is requested to allow sufficient time to arrange the accommodation. You must tell us by 8/29/24.

This location has the following accessibility option(s) available: Simultaneous transcription for people who are hearing impaired, and audio only access for those who are visually impaired.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. Copies of all comments submitted online, copies of all written comments and a summary of oral comments concerning the proposed rule will be available to the public at the Office of the General Counsel and may be requested by email at dobrules@buildings.nyc.gov.

What authorizes DOB to make this rule? Sections 643 and 1043(a) of the City Charter, and Articles 213 and 303 of Title 28 of the New York City Administrative Code authorize DOB to make this proposed rule. This proposed rule was not included in DOB's regulatory agenda for this Fiscal Year because it was not contemplated when DOB published the agenda.

Where can I find DOB's rules? DOB's rules are in Title 1 of the Rules of the City of New York.

What rules govern the rulemaking process? DOB must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

STATEMENT OF BASIS AND PURPOSE OF PROPOSED RULE

The Department is proposing to amend its rules regarding waiver of civil penalties for work without a permit and failure to file low and high pressure boiler reports with respect to small businesses. The definition and waiver provisions are being amended to provide clarity to the public as to who is eligible for the small business waivers.

The Department of Buildings' authority for these rules is found in sections 643 and 1043 of the New York City Charter and Articles 213 and 303 of Title 28 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

Asterisks (***) indicate unamended text.

Section 1. Paragraph (10) of subdivision (d) of Section 102-04 of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(d) Waiver of civil penalty for work without a permit. Notwithstanding any penalty waiver, a permit must be obtained for the unpermitted work. The Department may waive a civil penalty for work without a permit in the following instances:

* * *

(10) Where an owner of a business that employs fewer than one hundred employees (small business) has been issued a violation for unpermitted work and [such owner has demonstrated, in a form and manner determined by the Department, that they are the owner of the business, except that such waiver does not apply to a sidewalk shed that was installed without a permit or installed with a valid permit and the permit has expired] all of the following conditions are met:

- The violation for which the waiver is requested was not issued for a sidewalk shed installed without a permit or a sidewalk shed installed with a valid permit and the permit has expired;
- The applicant demonstrates, in a form and manner determined by the Department, that the individual or entity requesting the waiver is the owner of the small business;
- The business provides goods or services onsite;
- The work without a permit violation was issued on or after November 20, 2022;
- The applicant demonstrates, in a form and manner determined by the Department, that the space in which the unpermitted work was performed is occupied exclusively by the small business;
- A small business waiver was not previously granted to the small business owner for unpermitted work performed on behalf of or for the benefit of such business; and
- The sole or primary purpose of the business is not filing representative or expeditor services, real estate, real estate development, property management, construction or other related services as determined by the Department.

§2. Paragraph (8) of subdivision (c) of Section 103-01 of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(8) Small business. A business that employs fewer than one hundred persons and provides goods or services onsite.

§3. Clause (D) of subparagraph (i) of paragraph (6) of subdivision (f) of Section 103-01 of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(D) Small business. An owner of a small business may be granted a [first-time] one-time waiver of [penalties where the owner has demonstrated, in a form and manner determined by the Department, that they are the owner of the business] the civil penalty for a violation issued for failure to file an annual boiler inspection report where all of the following conditions are met:

- The applicant demonstrates, in a form and manner determined by the Department, that the individual or entity requesting the waiver is the owner of the small business;
- The failure to file for which the violation was issued occurred on or after November 20, 2022;
- The applicant demonstrates, in a form and manner determined by the Department, that the owner of the small

business owns or has responsibility for the boiler and such boiler exclusively serves the space occupied by the small business;

- 4. A small business waiver was not previously granted to the small business owner for any boiler at the subject building that is owned by the small business or for which the small business is responsible;
- 5. A small business waiver was not previously granted to any small business for the boiler for which the waiver is being requested; and
- 6. The sole or primary purpose of the business is not filing representative or expeditor services, real estate, real estate development, property management, construction or other related services as determined by the Department.

§4. Paragraph (12) of subdivision (c) of Section 103-05 of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(12) Small business. A business that employs fewer than one hundred persons and provides goods or services onsite.

§5. Clause (D) of subparagraph (i) of paragraph (6) of subdivision (i) of Section 103-05 of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(D) Small business. An owner of a small business may be granted a [first-time] one-time waiver of [penalties where the owner has demonstrated, in a form and manner determined by the Department, that they are the owner of the business] the civil penalty for a violation issued for failure to file an annual boiler inspection report where all of the following conditions are met:

- 1. The applicant demonstrates, in a form and manner determined by the Department, that the individual or entity requesting the waiver is the owner of the small business;
- 2. The failure to file for which the violation was issued occurred on or after November 20, 2022;
- 3. The applicant demonstrates, in a form and manner determined by the Department, that the owner of the small business owns or has responsibility for the boiler and such boiler exclusively serves the space occupied by the small business;
- 4. A small business waiver was not previously granted to the small business owner for any boiler at the subject building that is owned by the small business or for which the small business is responsible;
- 5. A small business waiver was not previously granted to any small business for the boiler for which the waiver is being requested; and
- 6. The sole or primary purpose of the business is not filing representative or expeditor services, real estate, real estate development, property management, construction or other related services as determined by the Department.

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400**

**CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)**

RULE TITLE: Amendment of Permitting Requirements for Small Businesses

REFERENCE NUMBER: DOB-181

RULEMAKING AGENCY: Department of Buildings

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because the rule provides penalty waivers.

/s/ Francisco X. Navarro
Mayor's Office of Operations

August 1, 2024
Date

**NEW YORK CITY LAW DEPARTMENT
DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

**CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

RULE TITLE: Amendment of Permitting Requirements for Small Businesses

REFERENCE NUMBER: 2024 RG 076

RULEMAKING AGENCY: Department of Buildings

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
Senior Counsel

Date: July 31, 2024

Accessibility questions: Andrea Maggio, 212-393-2085, amaggio@buildings.nyc.gov, by: Thursday, August 29, 2024, 5:00 P.M



◀ a12

CONSUMER AND WORKER PROTECTION

■ NOTICE

Notice of Adoption

Notice of Adoption to amend rules relating to debt collectors.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Department of Consumer and Worker Protection ("DCWP" or "Department") by sections 1043 and 2203(f) of the New York City Charter, sections 20-104, 20-493(a), and 20-702 of the New York City Administrative Code, and in accordance with the requirements of section 1043 of the New York City Charter, that the Department amends Title 6 of the Rules of the City of New York.

This rule was proposed and published on September 29, 2023. A public hearing was held on November 29, 2023. DCWP received 23 comments.

Statement of Basis and Purpose of Rule

In June 2020, the Department added new rules requiring debt collectors to inform consumers about whether certain language access services are available and to retain records relating to language access services. After these rule changes took effect, the industry provided additional questions and feedback to the Department. In response, the Department is adopting these amendments.

The Department is also amending its debt collection rules in response to changes in federal regulations. In late 2020, the Consumer Financial Protection Bureau ("CFPB") promulgated new debt collection rules updating the Fair Debt Collection Practices Act of 1977. The CFPB's new debt collection rules address current industry collection practices, the changing forms of communication, unfair practices, and debt collection problems facing consumers today at a national level.

On November 4, 2022, the Department proposed amendments to adopt similar protections as those provided to consumers at the federal and state levels, and included provisions based on the Department's insight from its regulation of the debt industry for decades as it pertains to NYC consumers. In response to its Notice of Proposed Rulemaking, the Department received comments from national and local industry associations, debt collection agencies, debt buying companies, debt collection law firms, national consumer advocacy groups, and local legal services organizations. A public hearing was held on December 19, 2022. After a review of all the comments, the Department re-noticed the proposed amendments on September 29, 2023 to further address trade practices and consumer protection concerns as they pertain to debt collection from New York City consumers.

Specifically, the re-noticed proposed amendments included the following:

- Section 2-191 requires debt collection agencies to give consumers certain disclosures when collecting on time-barred debt. This section is repealed in its entirety, but obligations concerning time-barred debt remain in section 5-77. (Section 1)
- Section 2-193(c) requires a debt collection agency to maintain, in a language other than English, an annual report identifying, by language, certain actions taken by the agency. Because the report is organized by language, the contents of the report need not be limited to actions taken in a language other than English. The Department proposed to amend the subdivision so that it applies to actions taken in any language. (Section 2)
- Section 2-193 also requires debt collection agencies to maintain other records. The proposed amendments would extend the requirements to cover all records showing compliance with relevant laws and rules as well as monthly logs documenting certain consumer interactions. (Section 2)
- The Department proposed to add various definitions to section 5-76 of its rules. These amendments would provide guidance and clarity to the industry on new requirements in section 5-77 concerning communications with consumers in connection with debt collection. (Sections 3 and 4)
- The Department proposed more substantive edits to section 5-77. These proposed amendments
 - clarified what information debt collectors must provide consumers at the outset of debt collection communications;
 - placed limits on the frequency of debt collection communications;
 - required debt collectors to disclose the existence of a debt to consumers before reporting information about the debt to a consumer reporting agency;
 - clarified the disclosures that debt collectors must give consumers when collecting on time-barred debt;
 - clarified the requirements that debt collectors are obligated to comply with when collecting on medical debt; and
 - clarified how debt collectors may employ modern communication technologies in compliance with the law, including voicemails, email, text messages, and social media. (Section 5)

On November 29, 2023, a public hearing was held on the September 29, 2023 re-noticed proposed rule, and the Department received comments from local, state, and national industry trade associations for credit and collection professionals, debt collectors, as well as from national and local consumer advocacy groups and legal services organizations who work closely with community groups and consumers across New York City and State. After reviewing and considering all the comprehensive and thoughtful comments, the Department made revisions to its proposed amendments to the rule to address certain provisions as detailed below:

- Revisions to section 2-193 include specifying that a debt collection agency is obligated to retain records only on those consumer complaints that were sent to such debt collection agency. Additionally, the Department is revising the audio-retention requirements to require debt collection agencies to retain records of oral communications with the consumer. (Section 2)
- Revisions to definitions in section 5-76 clarify the meaning of the terms “debt collector” and “itemization reference date”; and add the term “pre-charge-off period”. Notably, the Department’s definition of “debt collector” is revised to include organizations, as well as natural persons, in order to clarify that debt collectors remain liable for the violations of section 5-77 committed by their employees. (Sections 3 and 4)
- Revisions to the proposed amendments in section 5-77 include clarifications on communications, required disclosures to the consumer at the onset of collection practices, dispute and verification practices, obligations by debt collectors to transfer certain information with an account, and practices required when collecting on expired debt and medical debt. Specifically, changes include specifying that
 - the frequency of total communications allowed across all media are to be applied per consumer and not per account, unless the debt collector is collecting on multiple debts from a single consumer for separate creditors;
 - debt collectors are permitted to send an initial electronic message to a consumer solely to obtain permission to communicate electronically with such consumer;

- debt collectors are permitted to communicate with a consumer at the place of the consumer’s employment with prior consent of the consumer given directly to the debt collector;
- the itemization of the debt as proposed is simplified, except if any amount is added to the debt by the debt collector;
- collection activity must cease upon receipt of a dispute or request for verification and cannot resume unless and until the consumer is provided a timely verification of the debt;
- any disputed amount on the original itemization of the debt requires the debt collector to provide a second expanded itemization, and treat such dispute in accordance with the verification of debt provision;
- for expired debt, the initial written notice is the validation notice with the required expired debt disclosure, which can be combined with the state’s disclosure, and such a validation notice must be provided to the consumer before contact by any other means;
- for medical debt, information about the debt cannot be reported to a consumer reporting agency, and this information must be disclosed to the consumer in the validation notice. Further, when a consumer disputes or requests verification of one medical debt account, any related accounts must be noted as disputed. However, the debt collector must only provide verification of the debt on the specific account requested by the consumer; and
- all provisions of the revised rule apply prospectively. (Section 5)

The effective date of the amendments is December 1, 2024.

Sections 1043 and 2203(f) of the New York City Charter, and Sections 20-104(b), 20-493(a), and 20-702 of the New York City Administrative Code authorize the Department to make these amendments.

New material is underlined.
[Deleted material is in brackets.]

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of the Department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Section 2-191 of subchapter S of chapter 2 of Title 6 of the Rules of the City of New York, relating to Disclosure of Consumer’s Legal Rights Regarding the Effect of the Statute of Limitations on Debt Payment, is repealed in its entirety.

Section 2. Section 2-193 of subchapter S of chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-193. Records to be Maintained by Debt Collection Agency

(a) Unless otherwise prohibited by federal, state or local law, a debt collection agency [shall] must maintain a separate file for each debt that the debt collection agency attempts to collect from each New York City consumer, in a manner that is searchable or retrievable by the name, address and zip code of the consumer, and by the creditor who originated the debt the agency is seeking to collect. The debt collection agency [shall] must maintain in each debt file the following records to document its collection activities with respect to each consumer:

- (1) A copy of all communications and attempted communications with the consumer.
- (2) A record of each payment received from the consumer that states the date of receipt, the method of payment and the debt to which the payment was applied.
- (3) A copy of the debt payment schedule and/or settlement agreement reached with the consumer to pay the debt.
- (4) With regard to any debt that the debt collection agency has purchased, a record of the name and address of the entity from which the debt collection agency purchased the debt, the date of the purchase and the amount of the debt at the time of such purchase.
- (5) Any other records that are evidence of compliance or noncompliance with subchapter 30 of chapter 2 of title 20 of the Administrative Code and any rule promulgated thereunder, and of part 6 of subchapter A of chapter 5 of title 6 of the Rules of the City of New York.
- (6) A monthly log, account notes or record sufficient to identify the total number of all communications and attempted communications by any medium between a debt collection agency and a New York City consumer in connection with the collection of a debt. For each communication and attempted communication with the consumer,

the log, account notes or record must identify in a manner that is searchable and easily identifiable, the following:

- (i) the date, and the time and duration (if applicable) of the communication or attempted communication;
- (ii) the medium of communication or attempted communication;
- (iii) the names and contact information of the persons involved in the communication; and
- (iv) a contemporaneous summary in plain language of the communication or attempted communication.

(b) A debt collection agency [shall] must maintain the following records, which must be easily identifiable and be made available to the Department upon notice and request, to document its collection activities with respect to all New York City consumers from whom it seeks to collect a debt: (1) A monthly log of all calls made to consumers, listing the date, time and duration of each call, the number called and the name of the person reached during the call]

(1) Monthly logs of consumer complaints, disputes and requests to cease further communication, which may be combined into one document or record, or kept in a form and format designated by the Commissioner on the Department's website. Such records must include:

(i) all complaints filed by New York City consumers against the debt collection agency that were sent to the debt collection agency, including those filed with the agency directly or with any not-for-profit entity or governmental agency, identifying for each complaint the date, the consumer's name and account information, the source of the complaint, a summary of the consumer's complaint, the debt collection agency's response to the complaint, if any, and the current status of the complaint;

(ii) all disputes or requests for verification made by New York City consumers, identifying each consumer's name and account information, the date of the dispute or request for verification, and the date and type of response, if any, sent by the debt collection agency; and

(iii) all requests to cease further communication made by New York City consumers, identifying the consumer's name and account information, the date of the request, and the date and purpose of any further contacts by the debt collection agency after receipt of the request from the consumer.

(2) Recordings of [complete conversations] all oral communications, including limited content messages, with all New York City consumers or with a randomly selected sample of at least 5% of all [calls] such oral communications made or received by the debt collection agency or a third party on its behalf [and a copy of contemporaneous notes of all conversations with consumers]. The method used for randomly selecting the recorded [calls shall] oral communications must be [included in the file where the tape recordings are] maintained by the debt collection agency, and a record in each consumer's account must identify the oral communication by date and time recorded, and any third party assigned to handle such oral communication. If a debt collection agency elects to record a randomly selected sample of at least 5% of all oral communications made or received by the debt collection agency, it must maintain a record of the total number of oral communications made or received monthly and the total number of such recorded oral communications. If the debt collection agency owns or has the right to collect on a debt before it refers such a debt to a third party to handle collections oral communications with consumers, the debt collection agency must ensure that:

(i) The third party complies with this section and the licensing rules and laws pertaining to debt collection in the City of New York; and

(ii) The third-party audio recordings are available upon request by the Department to the debt collection agency.

(3) A record of all cases filed in court to collect a debt. Such record [shall] must include, for each case filed, the name of the consumer, the identity of the originating creditor, the amount claimed to be due, the [civil court] index number and the court and county where the case is filed, the date the case was filed, the name of the process server who served process on the consumer, the date, location and method of service of process, the affidavit of service that was filed and the disposition for each case filed, including whether a judgment was rendered on default or on the merits of the action. Such record [shall] must be filed in a manner that is searchable or retrievable by the name, address and zip code of the consumer and the creditors who originated the debts that the debt collection agency is seeking to collect.

(4) The original copy of each contract with a process server for the service of process, and copies of all documents involving traverse

hearings relating to cases filed by or on behalf of the debt collection agency. Such records should be filed in a manner that is searchable by the name of the process server.

(5) A record indicating the language preference of the consumer, except where the debt collector is not aware of such preference despite reasonable attempts to obtain it.

(6) A record indicating which medium(s) of electronic communication are permitted or not permitted by each consumer and, if known, the consumer's preferred medium of communication in connection with the collection of a debt.

(7) A record of information on debt furnished to a consumer reporting agency, including the date the debt collection agency notified the consumer about the debt before furnishing information to the consumer reporting agencies about such debt, and the period of time it waited to receive a notice of undeliverability.

(8) A record of any notice of unverified debt issued in accordance with section 5-77(f)(8) or received by the debt collection agency, including any such notice received from the consumer.

(c) A debt collection agency [shall] must maintain the following records relating to its operations and practices:

(1) A copy of all actions, proceedings, or investigations by government agencies that resulted in the revocation or suspension of a license, the imposition of fines or restitution, a voluntary settlement, a court order, a criminal guilty plea, or a conviction.

(2) A copy of all [policies,] training materials, manuals, and guides for employees or agents that direct, describe, suggest or promote how a collector is to interact with consumers in the course of seeking to collect a debt.

(3) An annual report, in a form made publicly available on the Department's website, identifying, by language, (i) the number of consumer accounts on which an employee collected or attempted to collect a debt owed or due or asserted to be owed or due [in a language other than English]; and (ii) the number of employees that collected or attempted to collect on such accounts [in a language other than English].

(4) A copy of all policies addressing the collection of time-barred debts.

(5) A copy of all policies addressing the verification of debts.

(6) A copy of all policies addressing the furnishing of consumer debt to the consumer reporting agencies.

(7) A copy of all policies related to medical debt, including but not limited to any financial assistance policies addressing hospital financial assistance programs.

(d) The records required to be maintained pursuant to this section [shall] must be retained for [six years from the date the record was created by the debt collection agency, a document was obtained or received by the debt collection agency, a document was filed in a court action by the debt collection agency, or a training manual or employee guide was superseded, except that recordings of conversations with consumers shall be retained for one year after the date of the last conversation recorded on each completed recording tape] the following periods of time:

(1) For records required to be maintained pursuant to subdivisions (a) and (b) of this section, excluding recordings of oral communications with consumers, until three years after the date of the debt collection agency's last collection activity on the debt.

(2) For recordings of oral communications with consumers, until three years after the date of the latest oral communication.

(3) For records required to be maintained pursuant to subdivision (c) of this section, until six years after the date the record was created.

Section 3. Section 5-76 of Part 6 of Subchapter A of Chapter 5 of Title 6 of the Rules of the City of New York is amended by adding the following definitions in alphabetical order:

Attempted communication. The term "attempted communication" means any act to initiate a communication or other contact about a debt with any person through any medium, including by soliciting a response from such person. An act to initiate a communication or other contact about a debt is an attempted communication regardless of whether the attempt, if successful, would be a communication that conveys information regarding a debt directly or indirectly to any person. A limited-content message is an attempted communication.

Clear and conspicuous. The term "clear and conspicuous" means readily understandable. In the case of written and electronic record disclosures, a clear and conspicuous statement, representation, or element being disclosed is of such location, size, color, and contrast to be readily noticeable and legible to consumers. In the case of oral

disclosures, a clear and conspicuous disclosure is given at a volume and speed sufficient for a consumer to hear and comprehend it. In any clear and conspicuous disclosure, any required modifications, explanations, or clarifications to other information are presented close to the information being modified, so as to be readily noticed and understood.

Covered medical entity. The term “covered medical entity” means a health care entity that is tax-exempt under federal or New York State law or qualifies for distributions from the Indigent Care Pool from the State of New York or any other such fund or distribution allocated to reduce the charges of medical services to consumers by granting financial assistance, through a financial assistance policy, to patients based on need or an inability to pay.

Electronic communication. The term “electronic communication” means communication by electronic means including, but not limited to, electronic mail, a text message, or instant message, rather than oral communication in person or by telephone, or hard copy communication by mail.

Electronic record. The term “electronic record” means a record created, generated, sent, communicated, received, or stored by electronic means.

Financial assistance policy. The term “financial assistance policy” means a program to reduce or eliminate charges for medical goods or services established by a nonprofit hospital or health care provider.

Itemization reference date. The term “itemization reference date” means any one of the following dates: (1) on revolving or open-end credit accounts, the charge-off date of the debt, or (2) on closed-end accounts, either the date of the last payment, if such date is available, or the charge-off date of the debt.

Language access services. The term “language access services” means any service made available by a debt collector to consumers in a language other than English. Language access services include, but are not limited to, the use of:

- (1) collection letters using a language other than English;
- (2) customer service representatives who collect or attempt to collect debt in a language other than English;
- (3) a translation service for the collector’s website or for written communications; and
- (4) a service that interprets phone conversations in real-time.

Limited-content message. The term “limited-content message” means an attempt to communicate with a consumer by leaving a voicemail message that includes all of the following content, which may include other content allowed by federal law, and that includes no other content:

- (1) A business name for the debt collector that does not indicate that the debt collector is in the debt collection business;
- (2) A request that the consumer reply to the message;
- (3) The name of the natural person whom the consumer can contact to reply to the debt collector; and
- (4) A call-back telephone number that is answered by a natural person.

Original creditor and originating creditor. The terms “original creditor” or “originating creditor” means any person, firm, corporation, or organization who originated the debt, including by extending credit and creating the debt.

Pre-charge-off period. The term “pre-charge-off period” means the period of time commencing with either (a) the date of the last periodic statement, written account statement, or invoice, which was provided to the consumer by a creditor before the institution of debt collection procedures, or (b) the date the last payment was applied to the debt, and ending with the date the debt was charged off.

Section 4. The definitions of “Communication” and “Debt collector” set forth in section 5-76 of part 6 of subchapter A of chapter 5 of Title 6 of the Rules of the City of New York are amended to read as follows:

Communication. The term “communication” means the conveying of information regarding a debt directly or indirectly to any person through any medium, including by electronic means. The term communication excludes a limited-content message.

Debt collector. The term “debt collector” means [an individual who, as part of his or her job, regularly collects or seeks to collect a debt owed or due or alleged to be owed or due] any person, including any natural person or organization, including a debt collection agency, engaged in any business the principal purpose of which is the collection of any debts or who regularly collects, or attempts to collect, directly or indirectly, debts owed or due or asserted to be owed or due to another

person. Notwithstanding the exceptions contained in this section, debt collector includes a buyer of debts who seeks to collect on such debts either directly or indirectly, as well as any creditor that, in collecting its own debts, uses any name other than its own that would suggest or indicate that someone other than such creditor is collecting or attempting to collect such debts. The term does not include:

- (1) any officer or employee of the United States, any State or any political subdivision of any State to the extent that collecting or attempting to collect any debt owed is in the performance of [his or her] their official duties;
- (2) any person while engaged in performing an action required by law or regulation, or required by law or regulation in order to institute or pursue a legal remedy;
- (3) any individual employed by a nonprofit organization which, at the request of consumers, performs bona fide consumer credit counseling and assists consumers in the liquidation of their debts by receiving payments from such consumers and distributing such amounts to creditors; [or]
- (4) any individual employed by a utility regulated under the provisions of the Public Service Law, to the extent that New York Public Service Law or any regulation promulgated thereunder is inconsistent with this part; or
- (5) any person performing the activity of serving or attempting to serve legal process on any other person in connection with the judicial enforcement of any debt, or serving, filing or conveying formal legal pleadings, discovery requests, judgments, or other documents pursuant to the applicable rules of civil procedure, where such person is not a party, or providing legal representation to a party, to the action.

Where a provision of this part limits the number of times an action may be taken by the debt collector, or establishes as a prerequisite to taking an action that the debt collector has received or done something, or prohibits an action if the debt collector has knowledge of or reason to know something, the term “debt collector” includes any debt collector employed by the same employer.

Section 5. Section 5-77 of part 6 of subchapter A of chapter 5 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 5-77. Unconscionable and Deceptive Trade Practices.

It is an unconscionable and deceptive trade practice for a debt collector to attempt to collect a debt owed, due, or asserted to be owed or due except in accordance with the following rules:

(a) **Acquisition of location information.** Any debt collector communicating with any person other than the New York City consumer for the purpose of acquiring location information about the consumer in order to collect a debt[, after the institution of debt collection procedures shall] must:

(1) identify [himself or herself] themselves, state that [he or she is] they are confirming or correcting location information about the consumer and identify [his or her employer] the debt collector on whose behalf they are communicating when that identification connotes debt collection only if expressly requested;

(2) not state or imply that such consumer owes any debt;

(3) not communicate more than once, unless requested to do so by such person or unless the debt collector reasonably believes that the earlier response of such person is erroneous or incomplete and that such person now has correct or complete location information, in which case the debt collector may communicate one additional time; for the purposes of this paragraph (3), the debt collector need not count as a communication returned unopened mail, an undelivered email message, or a message left with a party other than the person the debt collector is attempting to reach in order to acquire location information about the consumer, as long as the message is limited to a telephone number, the name of the debt collector and a request that the person sought telephone the debt collector;

(4) not use any language or symbol on any envelope or in the contents of any communication effected by the mail or a delivery service that indicates that the debt collector is in the debt collection business or that the communication relates to the collection of a debt; provided that a debt collector may use [his or her] their business name or the name of a department within [his or her] their organization as long as any name used does not connote debt collection; and

(5) if the debt collector knows the consumer is represented by an attorney with regard to the subject debt and if the debt collector has knowledge of the attorney’s name and address or can readily ascertain such attorney’s name and address, not communicate with any person other than that attorney for the purpose of acquiring location information about the consumer unless the attorney fails to provide the

consumer's location within a reasonable period of time after a request for the consumer's location from the debt collector and:

- (i) informs the debt collector that [he or she] the attorney is not authorized to accept process for the consumer; or
- (ii) fails to respond to the debt collector's inquiry about the attorney's authority to accept process within a reasonable period of time after the inquiry.

[The employer of a debt collector may not be held liable in any action brought under § 5-77(a)(3) or (5) if the employer shows by a preponderance of the evidence that the violation was not intentional and resulted despite the maintenance or procedures reasonably adapted to avoid any such violation.]

(b) Communication in connection with debt collection. [A] Unless state or federal law prohibits compliance with this section, a debt collector, in connection with the collection of a debt, [shall] must not:

(1) [After institution of debt collection procedures, without] Without the prior written consent of the New York City consumer, given directly to the debt collector [after the institution of debt collection procedures], or permission of a court of competent jurisdiction, [communicate with the consumer in connection with the collection of any debt;] engage in any of the following conduct:

- (i) communicate or attempt to communicate with the consumer at any unusual time or place known, or which should be known, to be inconvenient to the consumer. In the absence of knowledge of circumstances to the contrary, a debt collector shall assume that the convenient time for communicating or attempting to communicate with a consumer is after 8 a.m. [o'clock ante meridian] and before 9 p.m. [o'clock post meridian time at the consumer's location] Eastern Standard Time;
- (ii) except for any communication that is required by law, communicate or attempt to communicate directly with the consumer if the debt collector knows the consumer is represented by an attorney with respect to such debt and if the debt collector has knowledge of the attorney's name and address or can readily ascertain such attorney's name and address, unless the attorney fails to respond within a reasonable period of time to a communication from the debt collector or unless the attorney consents to direct communication with the consumer[, except any communication which is required by law or chosen from among alternatives of which one is required by law is not hereby prohibited]; or
- (iii) [at the consumer's place of employment if the debt collector knows or has reason to know that the consumer's employer or supervisor prohibits the consumer from receiving such a communication; or
- (iv) with excessive frequency. In the absence of knowledge of circumstances to the contrary, a debt collector shall assume that more than twice during a seven-calendar-day period is excessively frequent. In making its calculation, the debt collector need not include any communication between a consumer and the debt collector which is in response to an oral or written communication from the consumer, or returned unopened mail, or a message left with a party other than one who is responsible for the debt as long as the message is limited to a telephone number, the name of the debt collector and a request that one who is responsible for the debt telephone the debt collector; or any communication which is required by law or chosen from among alternatives of which one is required by law] communicate or attempt to communicate, including by leaving limited-content messages, with the consumer with excessive frequency.

(A) Excessive frequency means any communication or attempted communication made by the debt collector to a consumer by any medium of communication, in connection with the collection of debt within a seven-consecutive-calendar-day period, either 1) more than three times in total during such period per consumer or 2) any time after the consumer responded to a prior communication within such period.

(B) Where a debt collector is attempting to collect on multiple debts for the same consumer for separate creditors, excessive frequency shall be calculated separately for each non-affiliated creditor.

(C) The date of the first conversation or attempted communication is the first day of such a seven-consecutive-calendar-day period. Communication or attempted communication between a consumer and the debt collector that is initiated by or at the request of a consumer; in response to a communication from the consumer in the same email thread or live chat; not connected to the dialed number,

returned mail, or a bounced email; or required by law shall not be included in the calculation of excessively frequent communications.

(D) Any communication or attempted communication made by a person pursuant to the rules of civil procedure, such as serving, filing, or conveying formal legal pleadings, discovery requests, depositions, court conferences, communications with the consumer's attorney on a pending legal matter, or ordered by the New York State Unified Court System, shall not be included in the calculation of excessively frequent communications. Traditional debt collection activities, such as sending a consumer a collection letter or placing a call, or using any other means, to contact the consumer to collect on debt, count toward the calculation of excessively frequent communications in section 5-77 (b)(1)(iv)(A).

[The employer of a debt collector may not be held liable in any action brought under 6 RCNY § 5-77(b)(1)(ii)-(iv) if the employer shows by a preponderance of the evidence that the violation was not intentional and resulted despite maintenance of procedures reasonably adapted to avoid any such violation]

For the purpose of paragraph (b)(1) of this section, the term "consumer" includes the consumer's parent (if the consumer is a minor), guardian, executor, administrator, or spouse (unless the debt collector knows or should know that the consumer is legally separated from or no longer living with their spouse).

(2) [In order to collect a debt, and except as provided by 6 RCNY § 5-77(a)] Except if otherwise permitted by law, communicate about a debt with any person other than the consumer who is obligated or allegedly obligated to pay the debt, [his or her] the consumer's attorney, a consumer reporting agency [if otherwise permitted by law], the creditor, the attorney of the creditor, a debt collector to whom [or to whose employer] the debt has been assigned for collection[, a creditor who assigned the debt for collection,] or the attorney of that debt collector[, or the attorney for that debt collector's employer,] without the prior written consent of the consumer or their attorney given directly to the debt collector [after the institution of debt collection procedures, or without the prior written consent of the consumer's attorney], or without the express permission of a court of competent jurisdiction, or as reasonably necessary to effectuate a [postjudgment] post-judgment judicial remedy.

(3) Communicate with any person other than [the consumer's attorney, a consumer reporting agency if otherwise permitted by law, the creditor, the attorney of the creditor, a debt collector to whom or to whose employer the debt has been assigned for collection, a creditor who assigned the debt for collection, or the attorney of that debt collector or the attorney for that debt collector's employer] those persons enumerated in paragraph (2) of this subdivision in a manner which would violate any provision of [this part] paragraph (1) of this subdivision if such person were a consumer.

(4) [After institution of debt collection procedures, communicate] Communicate or attempt to communicate with a consumer with respect to a debt if the consumer has notified the debt collector [in writing] that the consumer wishes the debt collector to cease further communication with the consumer with respect to that debt, except [that] for any communication which is required by law [or chosen from among alternatives of which one is required by law is not hereby prohibited]. The debt collector shall have a reasonable period of time following receipt by the debt collector of the notification to comply with a consumer's request[, except that any debt collector who knows or has reason to know of the consumer's notification and who causes further communication shall have violated this provision]. The debt collector may, however:

(i) communicate with the consumer once in writing including by electronic means:

(A) to advise the consumer that the debt collector's further efforts are being terminated; or;]

(B) [to notify the consumer that the debt collector or creditor may invoke specified remedies which are ordinarily invoked by such debt collector or;

(C) where applicable] to the extent such notice was not previously provided, to notify the consumer that the debt collector or creditor intends to invoke a specific remedy, if it[that] is a remedy [he is]they are legally entitled to invoke and [if he they actually intends] intend to invoke it; and

(ii) respond to each subsequent [oral or written] communication from the consumer.

(5) [For the purpose of 6 RCNY § 5-77(b)(1)-(4), the term "consumer" includes the consumer's parent (if the consumer is a minor), guardian, executor, administrator, spouse (unless the debt collector knows or has reason to know that the consumer is legally

separated from or no longer living with his or her spouse), or an individual authorized by the consumer to make purchases against the account which is the subject of the collection efforts. A request that the debt collector cease further communication, provided for under 6 RCNY § 5-77(b)(4), if made by the consumer's spouse or an individual authorized by the consumer to make purchases against the account, only affects the debt collector's ability to communicate further with the person making the request. Contact a New York City consumer by electronic communication to collect or attempt to collect debt unless the debt collector satisfies the following requirements:

(i) A debt collector may only use a specific email address, text message number, social media account, or specific electronic medium of communication if such electronic communication is private and direct to the consumer and either:

(A) the debt collector obtains revocable consent from the consumer in writing, given directly to the debt collector, to use such email address, text message number, social media account, or another electronic medium of communication to communicate about the specific debt, and the consumer has not since revoked the consent, provided that a debt collector may correspond with a consumer through electronic communications after receiving oral consent from the consumer solely to satisfy the requirements of this paragraph and to obtain written consent, but the debt collector may not collect or attempt to collect debt by electronic communications until the requirements in this paragraph are satisfied; or

(B) the consumer used such email address, text message number, social media account, or another electronic medium of communication to communicate with the debt collector about a debt within the past 60 days and the consumer has not since opted out of communications to that email address, text message number, social media account or other electronic medium of communication or opted out of all electronic communications generally.

(ii) A person's electronic signature constitutes written consent under this section, provided it complies with all relevant state and federal laws and rules, including article three of the New York Technology Law (New York Electronic Signatures and Records Act) and chapter 96 of title 15 of the United States Code (Electronic Signatures in Global and National Commerce Act).

(iii) The written consent is retained by the debt collector until the debt is discharged, sold, or transferred.

(iv) A debt collector who sends any disclosures required by this subchapter electronically must do so in a manner that is reasonably expected to provide actual notice, and in a form that the consumer may keep and access later.

(v) The debt collector must include in every electronic communication to the consumer a clear and conspicuous written disclosure that the person may revoke consent to receive electronic communications at any time, and a reasonable and simple method by which the consumer can opt-out of further electronic communications or attempts to communicate by replying "stop"; provided that, the debt collector must also accept any other word(s) sent in a response by a consumer that reasonably indicates the consumer wishes to opt-out. The disclosure to the consumer must be in the same language as the rest of the communication and the debt collector must accept the consumer's opt-out request in the same language as in the initial electronic communication that prompted the response from the consumer or in any language used by the debt collector to collect debt.

(vi) The debt collector may not require, directly or indirectly, that the consumer pay any fee to opt-out or provide any information other than the consumer's opt-out preferences and the email address or text message number subject to the opt-out request.

(6) Communicate or attempt to communicate with a consumer at the consumer's place of employment, including by sending an electronic message to an email address or a text message number that the debt collector knows or should know is provided to the consumer by the consumer's employer. Notwithstanding the foregoing, such communication is permissible where the consumer provided consent to the debt collector to use a direct number at the consumer's place of employment as the consumer's preferred method of contact for the debt and the consumer has not otherwise revoked such consent and such communication does not violate any other provision of state or federal law.

(7) Communicate or attempt to communicate with a consumer on a social media platform, unless the debt collector obtains consent from the consumer to communicate about the debt on the specific social media platform and the communication is not viewable by anyone

else other than the consumer, including but not limited to the general public or the consumer's social media contacts.

(8) Communicate or attempt to communicate with a consumer through a medium that the consumer has requested that the debt collector not use to communicate with the consumer.

(9) Communicate or attempt to communicate with a consumer to collect a debt for which the debt collector knows or should know that the consumer was issued a Notice of Unverified Debt pursuant to paragraph (f)(8) of this section, unless a subsequent debt collector verifies the debt prior to such communication in accordance with paragraph (f)(7) of this section, but no sooner than 30 days from the date the consumer receives verification of the debt.

(c) **Harassment or abuse.** A debt collector, in connection with the collection of a debt, shall not engage in conduct the natural consequence of which is to harass, oppress or abuse any person in connection with a debt. Such conduct includes:

(1) the use or threat of use of violence or other criminal means to harm the physical person, reputation, or property of any person;

(2) the use of obscene or profane language or language the natural consequence of which is to abuse the hearer or reader;

(3) the advertisement for sale of any debt to coerce payment of the debt;

(4) causing a telephone to ring or produce another sound or alert, or engaging any person [in] by any communication medium, including but not limited to telephone conversation, repeatedly or continuously with intent to annoy, abuse, or harass any person [at the called number] contacted by the debt collector;

(5) the publication of a list of consumers who allegedly refuse to pay debts, except to another employee of the debt collector's employer or to a consumer reporting agency or to persons meeting the requirements of 15 USC § 1681a(f) or 15 USC § 1681b(3); or

(6) except [as provided by 6 RCNY § 5-77(a), the placement of telephone calls without meaningful disclosure of the caller's identity] where expressly permitted by federal, state, or local law, communicating with a consumer without disclosing the debt collector's identity.

(d) **False or misleading representations.** A debt collector, in connection with the collection of a debt, shall not make any false, deceptive, or misleading representation. Such representations include:

(1) the false representation or implication that the debt collector is vouched for, bonded by, or affiliated with the United States or any State, including the use of any badge, uniform, or identification [facsimile] thereof;

(2) the false representation or implication that any individual is an attorney or is employed by a law office or a legal department or unit, or any communication is from an attorney, a law office or a legal department or unit, or that an attorney conducted a meaningful review of the consumer's debt account;

(3) the representation or implication that nonpayment of any debt will result in the arrest or imprisonment of any person or the seizure, garnishment, attachment, or sale of any property or wages of any person unless such action is lawful and the debt collector or creditor intends to pursue such action;

(4) the threat to take any action that cannot legally be taken or that is not intended to be taken;

(5) the false representation or implication that a sale, referral, or other transfer of any interest in a debt shall cause the consumer to:

(i) lose any claim or defense to payment of the debt; or

(ii) become subject to any practice prohibited by this part;

(6) the false representation [of] or implication made in order to disgrace the consumer that the consumer committed any crime or other conduct;

(7) the false representation or implication that accounts have been turned over to innocent purchasers for value;

(8) the false representation or implication that documents are legal process;

(9) the false representation or implication that documents are not legal process forms or do not require action by the consumer;

(10) the false representation or implication that a debt collector operates or is employed by a consumer reporting agency as defined by 15 U.S.C. § 1681a(f);

(11) the use or distribution of any written communication which simulates or is falsely represented to be a document authorized, issued,

or approved by any court, official, or agency of the United States or any State, or which creates a false impression as to its source, authorization, or approval;

(12) the use of any false representation or deceptive means to collect or attempt to collect any debt or to obtain information concerning a consumer;

(13) the use of any business, company, or organization name other than the true name of the debt collector's business, company, or organization, unless the general public knows the debt collector's business, company or organization by another name and to use the true name would be confusing;

(14) [after institution of debt collection procedures,] the false representation of the character, amount or legal status of any debt, or any services rendered or compensation which may be lawfully received by any debt collector for the collection of a debt[, except that the employer of a debt collector may not be held liable in any action brought under this provision if the employer shows by a preponderance of the evidence that the violation was not intentional and occurred despite the maintenance of procedures reasonably adapted to avoid any such violation];

(15) except [as otherwise provided under 6 RCNY § 5-77(a) and except for any communication which is required by law or chosen from among alternatives of which one is required by law] for limited-content messages and where otherwise expressly permitted by federal, state, or local law, the failure to disclose clearly and conspicuously in all communications, in the same language used by the debt collector to collect [a] the debt, [or to obtain information about a consumer,] that the debt collector is attempting to collect a debt and that any information obtained will be used for that purpose;

(16) the use of any [name that is not the debt collector's actual name; provided that a debt collector may use a name other than his actual name if he or she uses only that name in communications with respect to a debt and if the debt collector's employer has the name on file so that the true identity of the debt collector can be ascertained] assumed name; provided that an individual debt collector may use an assumed name when communicating or attempting to communicate with a consumer about a debt if that collector uses the assumed name consistently and is the only person using that assumed name, and the assumed name is on file so that the true identity of the collector can be ascertained;

(17) any conduct proscribed by New York General Business Law §§ 601(1), (3), (5), (7), (8), or (9);

(18) the false, inaccurate, or partial translation of any communication [when the debt collector provides translation services]; [or]

(19) after the institution of debt collection procedures, the false representation or omission of a consumer's language preference when returning, selling or referring for debt collection litigation any consumer account, where the debt collector [is aware] knows or should know of such preference;

(20) except where expressly permitted by federal, state, or local law, the failure to clearly and conspicuously disclose, before any attempt to collect a debt, that the communication is being recorded and the recording may be used in connection with the collection of the debt; or

(21) after the institution of debt collection procedures, the false representation that the consumer cannot dispute the debt or request verification of the debt from the debt collector by oral communication or by any medium of communication used by the debt collector to collect debt.

(e) **Unfair and unconscionable practices.** A debt collector may not use any unfair or unconscionable means to collect or attempt to collect a debt. Such conduct includes:

(1) the collection of any amount (including any interest, fee, charge, or expense incidental to the principal obligation) unless such amount is expressly authorized by the agreement creating the debt or permitted by law;

(2) the solicitation or use by a debt collector of any postdated check or other postdated payment instrument for the purpose of threatening or instituting criminal prosecution;

(3) causing charges to be made to any person for communications by misrepresentation of the true purpose of the communication. Such charges include collect telephone calls and [telegram] text message or mobile phone data fees;

(4) taking or threatening to take any nonjudicial action to effect dispossession or disablement of property if:

(i) there is no present right to possession of the property claimed as collateral;

(ii) there is no present intention to take possession of the property; or

(iii) the property is exempt by law from such dispossession or disablement;

(5) after institution of debt collection procedures, when communicating with a consumer by [use of the mails] mail or [telegram] a delivery service, using any language or symbol other than the debt collector's address on any envelope, or using any language or symbol that indicates the debt collector is in the debt collection business or that the communication relates to the collection of a debt on a postcard, except that a debt collector may use [his or her] their business name or the name of a department within [his or her] their organization as long as any name used does not connote debt collection;

(6) after institution of debt collection procedures, [communicating with a consumer regarding a debt without identifying himself or herself and his or her employer or communicating in writing with a consumer regarding a debt without identifying himself or herself by name and address and in accordance with 6 RCNY § 5-77(e) (5)] except where expressly permitted by federal, state, or local law, communicating with a New York City consumer without disclosing the debt collector's name; [or]

(7) after institution of debt collection procedures, if a consumer owes multiple debts of which any one or portion of one is disputed, and the consumer makes a single payment with respect to such debts:

(i) applying a payment to a disputed portion of any debt; or

(ii) unless otherwise provided by law or contract, failing to apply such payments in accordance with the consumer's instructions accompanying payment[. If payment is made by mail, the consumer's instructions must be written. Any communication by a creditor made pursuant to 6 RCNY § 5-77(e)(7)(ii) shall not be deemed communication for the purpose of 6 RCNY § 5-77(b) (1)(iv)]. The employer of a debt collector may not be held liable in any action brought under 6 RCNY § 5-77(e)(7) if the employer shows by a preponderance of the evidence that the violation was not intentional and resulted despite maintenance of procedures reasonably adapted to avoid any such violation];

(8) engaging in any conduct prohibited by New York General Business Law §§ 601(2) or (4); [or]

(9) after institution of debt collection procedures, collecting or attempting to collect a debt without [first requesting and] recording the language preference of such consumer, except where the debt collector is not aware of such preference despite reasonable attempts to obtain it;

(10) furnishing to a consumer reporting agency, as defined in section 603(f) of the Fair Credit Reporting Act (15 U.S.C. § 1681a(f)), information about a debt unless the debt collector has sent the consumer a validation notice pursuant to section 5-77(f) that states, clearly and conspicuously, that the information about the debt will be reported to a consumer reporting agency and has waited 14 consecutive days. During the waiting period, the debt collector must permit receipt of, and monitor for, notifications of undeliverability from communications providers. If the debt collector receives such notification during the waiting period, the debt collector must not furnish information about the debt to a consumer reporting agency until the debt collector satisfies this paragraph.

This paragraph (e)(10) does not apply to a debt collector's furnishing of information about a debt to a nationwide specialty credit reporting agency that compiles and maintains information on a consumer's check writing history, as described in section 603(x)(3) of the Fair Credit Reporting Act (15 U.S.C. § 1681a(x)(3));

(11) selling, transferring, or placing for collection or with an attorney or law firm to sue a New York City consumer to recover any debt where the debt collector knows or should know that the debt has been paid or settled or discharged in bankruptcy, except a debt collector may transfer a debt to the debt's owner or to a previous owner of the debt if:

(i) the transfer is authorized under the terms of the original contract between the debt collector and the debt's owner or previous owner, as a result of a merger, acquisition, purchase and assumption transaction, or as a transfer of substantially all of the debt collector's assets; and

(ii) the debt collector also transfers all information pertaining to whether the debt has been paid or settled or discharged in bankruptcy obtained during the time the debt was assigned to the debt collector for collection;

(12) selling, transferring, returning to the debt's owner or creditor, or placing for collection or with an attorney or law firm to recover any debt where the debt collector knows or should know that the time to sue on the debt has expired, without including a clear and conspicuous notice to the recipient of the debt that the statute of limitations on such debt has expired and that federal law prohibits suing on the expired debt; or

(13) selling, transferring, returning to the debt's owner or creditor, or placing for collection or with an attorney or law firm to sue a New York City consumer to recover any debt for which the debt collector was unable to provide written verification of the debt, despite having received a first dispute or first request for verification of the debt from the consumer, without including a clear and conspicuous notice to the recipient of the debt that the debt was not verified despite receiving a first dispute or first request for verification from the consumer, and a copy of the "Notice of Unverified Debt" sent to the consumer pursuant to paragraph (f)(8) of this section.

(f) **Validation of debts.**

(1) [Upon acceleration of the unpaid balance of the debt or demand for the full balance due, the following validation procedures shall be followed by debt collectors who are creditors or who are employed by creditors as defined by 15 U.S.C. § 1602(f) (Truth in Lending Act) but who are not required to comply with 15 U.S.C. § 1637(a)(8) (Fair Credit Billing Act) and who do not provide consumers with an opportunity to dispute the debt which is substantially the same as that outlined in 15 U.S.C. § 1637(a)(8) and regulations promulgated thereunder: Within five days of any further attempt by the creditor itself to collect the debt, it shall send the customer a written notice containing:

(i) the amount of the debt;

(ii) a statement that unless the consumer, within thirty days after receipt of the notice, disputes the validity of the debt, or any portion thereof, the debt will be assumed valid by the debt collector;

(iii) a statement that, if the consumer notifies the debt collector in writing within the thirty-day period at the address designated by the debt collector in the notice, that the debt, or any portion thereof is disputed, the debt collector shall either:

(A) make appropriate corrections in the account and transmit to the consumer notification of such corrections and an explanation of any change and, if the consumer so requests, copies of documentary evidence of the consumer's indebtedness; or

(B) send a written explanation or clarification to the consumer, after having conducted an investigation, setting forth to the extent applicable the reason why the creditor believes the account of the consumer was correctly shown in the written notice required by 6 RCNY § 5-77(f)(1) and, upon the consumer's request, provide copies of documentary evidence of the consumer's indebtedness. In the case of a billing error where the consumer alleges that the creditor's billing statement reflects goods not delivered in accordance with the agreement made at the time of the transaction, a creditor may not construe such amount to be correctly shown unless it determines that such goods were actually delivered, mailed, or otherwise sent to the consumer and provides the consumer with a statement of such determination.

(iv) if the debt collector is not the original creditor, a statement that, upon the consumer's written request within the thirty-day period, sent to the address designated by the debt collector in the notice, the debt collector will provide the consumer with the name and address of the original creditor;

(v) an address to which the consumer should send any writing which disputes the validity of the debt or any portion thereof or any writing requesting the name and address of the original creditor.

(2) **Validation notice.** Within five days after the initial communication with a New York City consumer in connection with the collection of any debt, a debt collector [who is not a creditor and not employed by a creditor shall, unless the following information is contained in an initial written communication, or the consumer paid the debt, send the consumer a written notice containing] must send the consumer a written notice containing any and all information required by federal and state law, as well as the following information in a clear and conspicuous manner, unless the consumer paid the debt or such information was contained, clearly and conspicuously, in an initial written communication sent by U.S. mail or delivery service, or if the initial communication with the consumer occurred before December 1, 2024 and a validation notice was already sent to such consumer:

(i) [the amount of the debt

(ii) the name of the creditor to whom the debt is owed] the New York City Department of Consumer and Worker Protection license number assigned to the debt collection agency, if applicable;

[(iii) a statement that unless the consumer, within thirty days after receipt of the notice, disputes the validity of the debt, or any portion thereof, the debt will be assumed to be valid by the debt collector] (ii) the name of the natural person for the consumer to contact;

[(iv) a statement that if the consumer notifies the debt collector in writing within the thirty-day period at the address designated by the debt collector in the notice that the debt, or any portion thereof, is disputed, the debt collector will obtain verification of the debt or a copy of a judgment against the consumer and a copy of such verification or judgment will be mailed to the consumer by the debt collector] (iii) the telephone number that is answered by a natural person during all times when a debt collector conducts business with consumers;

[(v) iv] [a] the following statement [that, upon the consumer's written request within the thirty-day period sent to the address designated by the debt collector in the notice, the debt collector will provide the consumer with the name and address of the original creditor, if different from the current creditor];

PLEASE READ: Information About Your Rights as a New York City Consumer

- **There is no time limit to dispute the debt in collection.** You can let collectors know you dispute the debt using any of the ways they contact you, including by phone.
- **You must get a response to the disputed debt in 45 days.** Once you dispute the debt, the collector must stop collection. Within 45 days after receiving your dispute, a debt collector must give you either 1) verification of the debt, or 2) a "Notice of Unverified Debt" stating it can't verify the debt or continue collection. Be sure to keep a copy of all letters.
- **Inform the debt collector if any charges arise from medical debt.** If you have a low or limited income, you may be eligible to apply for help under the "Financial Assistance Policy." Medical debt cannot be reported on your credit report.

[(vi) an address to which the consumer should send any writing which disputes the validity of the debt or any portion thereof or any writing requesting the name and address of the original creditor;

(vii) (v) a statement informing the consumer of any language access services available[, including whether the consumer may obtain from the debt collector a translation of any communication into a language other than English];

[(viii) (vi)] a statement that a [translation and description of commonly-used debt collection terms is available in multiple languages on the Department's website, www.nyc.gov/dca] Glossary of Common Debt Collection Terms and other resources are available in different languages at www.nyc.gov/dcwp.

The information required under subdivisions (i) through (vi) may be included on the reverse side of a written validation notice only if the debt collector includes them together under a heading entitled, "Important Additional Consumer Rights Under New York City Law" and includes a clear and conspicuous statement on the front of the validation notice referring to the disclosures on the reverse side. If included on the reverse side of the validation notice, the information must be positioned in a manner so it is readily noticeable and legible to consumers even after a consumer tears off any response portion of the notice.

(vii) The date of the validation notice.

(viii) Itemization of the debt. Together with the items required under federal or New York State law, a debt collector must provide the following information in the itemization of the debt to New York City consumers:

(A) A numerical value for all fields as of the itemization reference date, even if no additional amounts have accrued.

(B) If the amount asserted to be owed by the consumer changed during the pre-charge-off period, the debt collector must add a line for the amount of the debt as of the date of the last written notification sent to the consumer on or before the institution of debt collection procedures, except if this information is not available to the debt collector at the time of the itemization.

(C) If any amount has been assessed or applied by the debt collector to the amount of the debt after the institution of debt collection procedures or after a judgment, the debt collector must include fields listing the basis of the consumer's obligation to pay any interest (including rates applied), cost or fee, and if such amount was added by the debt collector based on the consumer's agreement with the creditor or as allowed by law.

In general. Debt collection agencies that must comply with section 20-493.2(a) of the Administrative Code and section 2-190(b) of subchapter S shall be deemed to satisfy the requirement of furnishing an itemization of the debt under the licensing law by complying in accordance with section 5-77(f)(1)(viii).

(2) *Delivery of validation notice.* A debt collector must deliver written disclosures under paragraph (f)(1) of this section in the following manner:

(i) By U.S. mail or delivery service. If a debt collector only delivers a validation notice electronically or orally, it does not satisfy the requirement under this paragraph and paragraph (f)(1) of this section.

(ii) As a duplicate copy of the validation notice and itemization of the debt by any other means, including electronic mail, provided it is in accordance with other sections or laws, such as section 101(c) of the Electronic Signatures in Global and National Commerce Act (E-SIGN Act) (15 U.S.C. § 7001(c)) or their successor provisions.

(iii) As a duplicate copy electronically, if it is in accordance with section 5-77(b)(5) and the notice must include the debt collector's website, email address, and information on how the consumer can dispute the debt, seek verification of the debt, or request originating-creditor information electronically.

(3) *Notices in languages other than English.* A debt collector must do the following regarding collecting or attempting to collect debt from New York City consumers in a language other than English:

(i) If a debt collector offers consumers validation notices in a language other than English, and a consumer request a notice in such language, the debt collector must mail a written notice to the consumer completely and accurately in the language requested within 30 days of receiving such a request. As required by section 1006.34(e)(2) of title 12 of the Code of Federal Regulations, a debt collector who receives a request from the consumer for a Spanish-language validation notice must provide the consumer with a validation notice completely and accurately translated into Spanish.

(ii) In addition to the requirements in paragraph (f)(1) of this section, a debt collector may not contact a consumer in a language other than English to collect debt without providing the consumer, by U.S. mail or delivery service, a validation notice written accurately in the language used by the debt collector during the exchange with the consumer, within five days of the first contact by the debt collector in the language other than English. A debt collector is not required to mail the validation notice in a language other than English to the consumer more than once during the period that the debt collector owns or has the right to collect the debt.

(iii) If the debt collector sends a validation notice in a language other than English, it must also accept and respond to disputes, complaints, requests for verification of the debt, requests to cease further communication, and other communications by the consumer completely and accurately in the same language as the validation notice.

(3) [4] [If, pursuant to 6 RCNY §§ 5-77(f)(1) or 5-77(f)(2) of this Regulation the consumer notifies the debt collector in writing within the thirty-day period that the debt, or any portion thereof, is disputed, or that the consumer requests the name and address of the original creditor, the debt collector shall not attempt to collect the amount in dispute until the debt collector obtains and mails to the consumer verification of the debt or a copy of the judgment or the name and address of the original creditor. The debt collector shall maintain for one year from the date the notice was mailed, records containing documentation of the date such notice was mailed, the date the response, if any, was received and any action taken following such response] *Validation Period.* The validation period extends for at least

30 consecutive days from the date a consumer receives or is assumed to receive a validation notice. For purposes of determining the validation period, the debt collector may assume that a consumer received the validation notice five business days (excluding Saturdays, Sundays, and legal public holidays identified in 5 U.S.C. § 6103(a)) after the debt collector sent it.

(4) [5] [The failure of a consumer to dispute the validity of a debt under 6 RCNY § 5-77(f) shall not be construed by any court as an admission of liability by the consumer] *Overshadowing of rights to dispute or request original-creditor information.* During the validation period, a debt collector must not engage in any collection activities or communications that overshadow or are inconsistent with the disclosure of the consumer's rights to dispute the debt and request the name and address of the original creditor.

(6) *Disputes and requests for verification of debt.* A New York City consumer may dispute or request a verification of the debt orally, in writing, or electronically (if the debt collector uses electronic communications to collect debt) at any time during the period in which the debt collector owns or has the right to collect the debt. The debt collector must cease collection on such debt after receiving the first dispute or the first request for verification by a consumer, unless and until the consumer receives timely verification of the debt in accordance with paragraph (f)(7) of this section. If a debt collector provides consumers the ability to submit disputes or requests for verification electronically through a website, such website must automatically generate a copy of each written dispute or request for verification that a consumer can print, save, or have emailed to them. A consumer shall not be required to waive any rights to make use of such an online submission option.

(7) *Verification of debt.* A debt collector must provide a written response to a New York City consumer's first dispute or first request for verification of the debt as outlined in paragraph (f)(6) of this section, except for accounts purchased before December 1, 2024. To comply with this paragraph, a debt collector must:

(i) Provide the consumer with a written verification of the debt within a 45-day period after receiving the first dispute or first request for verification of the debt made by the consumer. A debt collector is not required to verify a debt pursuant to this paragraph more than once during the period that the debt collector owns or has the right to collect the debt; provided, however, that the debt collector must send a copy of any such verification documents, previously sent to the consumer, one additional time upon request by the consumer. To resume collection activity after receiving the first dispute or the first request for verification of the debt made by a consumer, a debt collector must provide timely verification of the debt to the consumer in writing, by U.S. mail or delivery service, unless the consumer has consented to receive electronic communications in compliance with section 5-77(b)(5);

(ii) Cease collection activity within such 45-day period unless and until the consumer is deemed to have received the written verification information. The debt collector may assume that a consumer received the verification information five business days (excluding Saturdays, Sundays, and legal public holidays identified in 5 U.S.C. § 6103(a)) after the debt collector sent it. If the debt collector does not provide the consumer with verification of the debt within such 45-day period, it cannot resume collection activity on the debt and must mail a notice of unverified debt to the consumer in accordance with paragraph (f)(8) of this section;

(iii) Verification of debt must include:

(A) a copy of the debt document issued by the originating creditor or an original written confirmation evidencing the transaction resulting in the indebtedness to the originating creditor, including the signed contract or signed application that created the debt or, if no signed contract or application exists, a copy of a document provided to the alleged debtor while the account was active, demonstrating that the debt was incurred by the consumer. For a revolving credit account, the charge-off account statement, the most recent monthly statement recording a purchase transaction, payment, or balance transfer shall be deemed sufficient to satisfy this requirement. Documents created or generated after the time of charge-off of the debt or institution of debt collection procedures shall not qualify as such confirmation;

(B) records reflecting the amount and date of any prior settlement agreement reached in connection with the debt;

(C) the final account statement or charge-off statement, or other such document that reflects the total outstanding balance alleged to be owed, mailed to the consumer on or before the charge-off date and prior to the institution of debt collection procedures; and

(iv) In matters involving a judgment obtained after adjudication on the merits of the case, there will be a rebuttable presumption that the debt collector complied with subparagraph iii of this paragraph if it mails the consumer, by U.S. mail or delivery service, a copy of the judgment and any evidence of indebtedness that is part of the record of the lawsuit. Notwithstanding the foregoing, a copy of a judgment obtained by default does not provide the consumer verification of the alleged debt.

(8) *Notice of unverified debt.* A debt collector must do the following when sending a Notice of Unverified Debt:

(i) include a statement in such notice that despite having received a dispute or request for verification of the debt from the consumer, the debt collector is unable to verify the debt within the time allowed by New York City law;

(ii) disclose that it will cease any further collection on the debt, and note this information, clearly and conspicuously, in the consumer's account records;

(iii) if applicable, disclose that the debt collector previously furnished information about the debt to a consumer reporting agency and that it will provide the disputed debt information to such agency to the extent not already provided, and upon request, provide a copy of the Notice of Unverified Debt to such agency;

(iv) include a statement that the consumer should retain a copy of the Notice of Unverified Debt and that the consumer may provide such notice to any other debt collector that attempts to collect on such debt;

(v) include a statement that under the laws of the City of New York, any other debt collector with the information on the Notice of Unverified Debt cannot resume collection activity in New York City unless and until the verification of the disputed debt is provided to the consumer;

(vi) clearly and conspicuously provide that such information and the Notice of Unverified Debt will transfer if the account is sold, assigned, placed with an attorney to sue on the debt or is part of any litigation to recover on the debt by the debt collector, or if it is returned to a creditor, debt owner, or the entity that placed the account with the debt collector; and

(vii) deliver a timely written Notice of Unverified Debt to the consumer by U.S. mail or delivery service in English and any other language used by the debt collector to communicate with the consumer in accordance with paragraph (f)(3) of this section.

(9) *Originating creditor.* A debt collector must provide the consumer the address of the originating creditor of a debt within 45 days of receiving a request from the consumer for such address. The consumer may make such request orally or in writing, or electronically if the debt collector uses electronic communications to collect debt, at any time during the period in which the debt collector owns or has the right to collect the debt. After receiving such a request, the debt collector must cease collection of the debt unless and until such address has been provided to the consumer. A debt collector is not required to provide this information more than once during the period that the debt collector owns or has the right to collect the debt.

(10) *Electronic communications.* If a debt collector delivers a duplicate copy of the validation notice to a consumer electronically, the debt collector must do so in accordance with § 5-77(b)(5) and the notice must include the debt collector's website, email address, and information on how the consumer can dispute the debt, seek verification of the debt, or request original-creditor information electronically.

(11) *Disputes, verification, and reporting of medical debt. In general.* The term "medical debt" means an alleged obligation of a consumer to pay any amount whatsoever related to the receipt of health care services, products, or devices provided to a person by a hospital, a health care professional or an ambulance service licensed, authorized, or certified under New York State law. Medical debt does not include debt charged to a credit card unless the credit card is issued under an open-ended or closed-end plan offered specifically for the payment of health care services, products, or devices provided to a person.

(i) In connection with the collection of alleged medical debt from a New York City consumer, a debt collector is prohibited from:

(A) Entering into any contract for the collection of debt or any purchase agreement to buy such debt that includes reporting of information on medical debt to a consumer reporting agency.

(B) Furnishing any information on any portion of a medical debt to a consumer reporting agency.

(ii) If, at any time the debt collector has a right to collect on such medical debt and the consumer indicates that a public or private

insurance plan, a third-party payer, or a financial assistance policy should have covered some or all of the charges on the amount asserted to be owed by the consumer on the medical debt, or that the debt is as a result of lack of price transparency at the time the services were rendered in violation of federal, state or local law, or that there is an open or ongoing appeal for financial assistance or insurance coverage on the debt, or that the collection is a violation of federal, state or local law, the debt collector must treat such communication by the consumer as a first dispute and a request for verification by the consumer on such medical debt; provided, that such dispute was received by the debt collector by any medium of communication or language used by the debt collector to collect debt, and such information has not already been provided to the consumer by the debt collector.

(iii) A debt collector must conduct a reasonable investigation and respond to a consumer's first dispute of the medical debt or first request for verification by providing verification of the debt in accordance with paragraph (f)(7) of this section, and by clearly and conspicuously providing the consumer any information in its possession, available to the debt collector or required to be disclosed by the debt collector to the consumer on such medical debt under federal, state or local law, or under the financial assistance policy of the hospital that originated the debt, even if a consumer does not specifically request the financial assistance policy. If the debt collector cannot meet the requirements herein, the debt collector must deliver to the consumer a notice of unverified debt within a 45-day period in accordance with paragraph (f)(8) of this section.

(iv) If a debt collector receives a dispute or request for verification of a medical debt by a New York City consumer, the debt collector must also do the following:

(A) treat all unverified accounts related to charges from one discrete hospitalization, or related treatments of one general health condition, from affiliated medical providers for medical services rendered within a six-month period, as also disputed by the consumer;

(B) unless the consumer has acknowledged owing the amount claimed to be owed on an account, or the consumer indicates in writing that the consumer does not wish to dispute such related account, note in all such related unverified accounts, in a manner that is easily identifiable and searchable in each of the consumer's related unverified accounts, that the debt is unverified or disputed; and

(C) offer to furnish, upon request by the consumer, written verification in accordance with paragraph (f)(7) of this section for each related unverified medical debt account.

(12) *Expanded itemization of the debt.* If the debt collector receives a dispute from a consumer, by any medium of communication or language used by the debt collector to collect debt, on the accuracy of any item of information contained in the itemization mailed to the consumer in accordance with paragraph (f)(1)(viii) of this section, the debt collector must provide a detailed breakdown of any disputed amount on the itemization, specifying the consumer's obligation to pay each individual charge, interest (listing the rates applied), costs or fees, and whether such amount was added to the debt based on the consumer's agreement with the creditor or otherwise as allowed by law. The expanded itemization of the debt must be treated by the debt collector as an obligation to provide verification of the debt in accordance with paragraph (f)(7) of this section.

(g) *Liability.* The employer of a debt collector is liable for the debt collector's violation of 6 RCNY § 5-77. A debt collector who is employed by another to collect or attempt to collect debts shall not be held liable for violation of 6 RCNY § 5-77) Reserved.

(h) *Public websites.* Any debt collector that utilizes, maintains, or refers New York City consumers to a website accessible to the public that relates to debts for which debt collection procedures have been instituted must clearly and conspicuously disclose, on the homepage of such website or on a page directly accessible from a hyperlink on the homepage labeled "**NYC Rules on Language Services and Rights**", the following disclosures:

(1) a statement informing the consumer of any language access services available[, including whether the consumer may obtain from the debt collector a translation of any communication into a language other than English]; and

(2) a statement that a [translation and description of commonly-used debt collection terms is]Glossary of Common Debt Collection Terms and other resources are available in [multiple]different languages at[on the Department's website, www.nyc.gov/dca www.nyc.gov/dcwp.

(i) **Time-barred debts.** In connection with the collection of a debt, the following requirements must be met:

(1) A debt collector must maintain reasonable procedures for determining the statute of limitations applicable to a debt it is collecting and whether such statute of limitations has expired.

(2) **Initial written validation notice.** If a debt collector, including a debt collection agency that must provide information to a New York City consumer pursuant to section 20-493.2(b) of the Administrative Code, seeks to collect on a debt for which the debt collector has determined, including pursuant to paragraph (i)(1) of this section, or otherwise knows or has reason to know, that the statute of limitations for a debt has or may have expired, the debt collector must initially deliver to the consumer a written validation notice pursuant to section 5-77(f)(1), by U.S. mail or delivery service, that clearly and conspicuously discloses to the consumer substantially the same time-barred-debt disclosure below, before contacting a consumer about the expired debt by any other means:

- **The statute of limitations on this debt expired. This means you can't be sued to collect it. A court will not enforce collection.**

IF YOU ARE SUED:

- o It is a violation of federal law (the Fair Debt Collection Practices Act).
- o You may be able to stop the lawsuit by telling the court that the statute of limitations on this debt expired.
- o You are not required to admit that you owe this debt, promise to pay this debt, or waive the statute of limitations on this debt.
- o Consult an attorney or a legal aid organization to learn more about your legal rights and options.

(3) **Waiting Period.** The debt collector must wait at least 14 consecutive days after mailing to the consumer the validation notice with the time-barred debt disclosure pursuant to this subdivision to receive a notice of undeliverability. During such waiting period, the debt collector must permit receipt of, and monitor for, notifications of undeliverability from communications providers. If the debt collector receives such notification during such waiting period, the debt collector must not contact the consumer, by any other means of communication, to collect the expired debt until the debt collector otherwise satisfies section 5-77(i)(2).

(4) **Subsequent Communications.** Unless otherwise permitted by law, the debt collector may not, without the prior written and revocable consent of the consumer given directly to the debt collector, contact such consumer in connection with the collection of an expired debt exclusively by telephone or by other means of oral or electronic communication. During any oral communications with the consumer, the time-barred disclosure must be given to the consumer to reasonably inform the consumer of the expired debt, in a language the consumer understands, before the debt collector conducts any collection activity including discussing the amount of the debt. After mailing the validation notice with the time-barred debt disclosure required in paragraph (i)(2) of this section, the debt collector must redeliver such time-barred debt disclosure to the consumer by U.S. mail or delivery service within 5 days after each oral communication with the consumer unless the debt collector has already mailed such time-barred debt disclosure notice within 30 days. Any subsequent notice sent to the consumer electronically must be in accordance with other sections or laws, such as section 101(c) of the Electronic Signatures in Global and National Commerce Act (E-SIGN Act)(15 U.S.C. 7001(c)) or their successor provisions. A debt collector may not enter into a settlement agreement or receive payment on an expired debt account from a New York City consumer, if the debt collector has not satisfied paragraph (i)(2) of the section.

(5) When such information is delivered in writing, the time-barred debt notice must be included for each debt that is beyond the applicable statute of limitations, in at least 12 point type that is set off in a sharply contrasting color from all other types on the communication, and placed on the first page adjacent to the identifying information about the amount claimed to be due or owed on such debt. A debt collector may include additional language to the time-barred-debt disclosure as may be required by the State of New York to send the consumer one disclosure notice.

(j) **Medical debt from a covered medical entity.** In general, In connection with the collection of medical debt, as defined in paragraph (f)(11) of this section, from a New York City consumer arising from charges from a covered medical entity, a debt collector is:

- (1) prohibited from collecting or attempting to collect on such medical debt if the debt collector knows or should know that:

(i) To do so violates federal, state, or local law, or the financial assistance policy of the covered medical entity.

(ii) The person has an open application for financial assistance with the covered medical entity.

(iii) The financial assistance policy should have provided financial assistance to the person to cover all, or a portion, of the medical debt.

(iv) A misrepresentation was made to the person about the financial assistance policy or payment options regarding the medical debt, including, but not limited to:

- (A) The person was wrongly denied, or not given proper and timely notice of, available financial assistance;
- (B) The person was discouraged from applying for financial assistance;
- (C) The person was induced to agree to pay for all or part of the medical debt with misinformation about payment options or the financial assistance policy; or
- (D) The person was only presented with options to pay or to agree to pay for all or part of the medical debt regardless of income level.

(2) required to conduct reasonable corrective measures upon obtaining information that the financial assistance policy was not disclosed to the consumer as required by law, or that there may be a violation of federal, state, or local law. A consumer may provide such information to the debt collector, by any means of communication or in any language used by the debt collector to collect debt, without the debt collector requiring the consumer to submit any supporting documentation to the debt collector. Corrective measures must be taken as follows:

(i) Inform the entity that placed the account with the debt collector within one business day that the debt may be subject to the covered entity's financial assistance policy.

(ii) Provide and record in plain language the following statement: "A FINANCIAL ASSISTANCE POLICY MAY APPLY TO THIS MEDICAL DEBT," in a manner readily noticeable and searchable, in the following records:

(A) all of the consumer's accounts arising from medical debt from the covered medical entity, from one discrete hospitalization, or related treatments of one general health condition within a six-month period;

(B) a written notification that must be sent by U.S. mail or delivery service to the consumer along with the verification of the debt in accordance with sections 5-77(f)(7) and (11); and

(C) a written notification that must be sent to any receiving party upon transferring any of the consumer's accounts with medical debt from the same covered medical entity.

(iii) Provide any disclosure to the consumer regarding the financial assistance policy, by U.S. mail or delivery service, clearly and conspicuously on the first page of any written communication from the debt collector to the consumer, and such disclosure must not be placed on the reverse side of the page or the second page. Any written notification to a consumer regarding the financial assistance policy may not be delivered exclusively by the debt collector through electronic means.

(iv) Maintain a monthly log or record of all consumer accounts in which the debt collector took corrective measures as required in section 5-77(j) and such measures must be easily identifiable and searchable in each consumer account.

(k) **Record retention.** A debt collector must retain the following records to document its collection activities with New York City consumers:

(1) Records that are evidence of compliance or noncompliance with part 6 of subchapter A of chapter 5 of title 6 of the Rules of the City of New York starting on the date that the debt collector begins collection activity on the debt until three years after the debt collector's last collection activity on the debt.

(2) Monthly logs or a record of the following:

(i) all complaints filed by New York City consumers against the debt collector and sent to the debt collector, including those filed with the agency directly or with any not-for-profit entity or governmental agency, identifying for each complaint the date, the consumer's name, and account information, the source of the complaint, a summary of the consumer's complaint, the debt collector's response to the complaint, if any, and the current status of the complaint;

(ii) all disputes or requests for verification of the debt made by New York City consumers, identifying each consumer's name and account information, the date of the dispute or request for verification, and the date and type of response, if any, sent by the debt collector; and

(iii) all requests to cease further communication made by New York City consumers, identifying the consumer's name and account information, the date of the request, and the date and purpose of any further contacts by the debt collector after receipt of the request from the consumer.

To comply with this subdivision, debt collectors may combine all the monthly logs or records into one document or record or use a template: "Report for Consumer Activity" as made available on the Department's website at www.nyc.gov/dcwv.

Section 6. This rule takes effect on December 1, 2024.

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POLICE DEPARTMENT

■ NOTICE

NOTICE OF ADOPTION OF EMERGENCY RULES RELATING TO NON-RESIDENT APPLICANTS FOR CARRY LICENSES AND TO PURCHASE AND REGISTRATION AUTHORIZATIONS

The New York City Police Department ("NYPD"), pursuant to the authority granted by New York City Charter sections 435 and 1043(i), hereby adopts the following emergency rule, effective immediately, relating to non-New York resident applicants for a concealed carry handgun license and to handgun purchase and registration authorizations for all applicants.

Statement of Basis and Purpose of Emergency Rule

On June 23, 2022, the United States Supreme Court ruled in N.Y. State Rifle & Pistol Ass'n v. Bruen, 142 S. Ct. 2111 (2022), that the State of New York's "proper cause" requirement for obtaining a concealed carry firearm license was an unconstitutional restriction on an individual's Second Amendment right to bear arms for self-defense. Since the issuance of that decision, New York City has revised its licensing regulations to remain consistent with current case law pertaining to handgun licensing and continues to do so in response to evolving Second Amendment jurisprudence, including the Supreme Court's decision in United States v. Rahimi, 602 U.S. __ (2024).

Current NYPD rules do not contain formal procedures for applicants who do not reside in New York State, are not principally employed within New York City, and do not have their principal place of business in New York City. A process by which non-State residents can apply for a carry license will ensure that the City is able to properly regulate handgun ownership within NYC while also complying with the Bruen decision. This emergency rule sets forth standards to submit and evaluate applications for carry licenses made by these individuals, hereinafter called "non-resident" applicants. This emergency rule also amends and clarifies the process of purchasing and adding firearms to an individual's New York City firearms license.

In order to maintain a clear and publicly accessible policy, New York City must immediately implement an operative concealed carry licensing process for non-resident applicants. This emergency rule addresses an imminent threat to safety and property, as it allows New York City to maintain a licensing scheme that preserves public safety within the City while ensuring that gun license applications are evaluated in a manner consistent with the Supreme Court's ruling in Bruen.

Delaying implementation of these additional rules would severely impede New York City's ability to effectively and legally regulate handgun ownership within its jurisdiction.

The following rules govern the NYPD's ability to administer handgun licenses and are issued on an emergency basis pursuant to Section 1043(i) of Chapter 45 of the New York City Charter.

New material is underlined. [Deleted material is in brackets]

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Section 5-03 of Title 38 of the Rules of the City of New York is amended to read as follows:

(a) In addition to the requirements in 38 RCNY § 5-02 and 38 RCNY § 5-05, an applicant seeking a carry or special handgun license or a renewal shall: have no conviction for a misdemeanor identified in

paragraph (n) of subdivision (1) of section 400.00 of the penal law within five years of the date of application; meet in person with a licensing officer in the License Division for an interview; and provide the documents listed below:

(1) References. The applicant must submit a minimum of four (4) character references who can attest to the applicant's good moral character and that the applicant has not engaged in any act or made any statement that suggests the applicant is likely to engage in conduct that would result in harm to himself or others. Two (2) of these references must be non-family members.

(2) [Social Media. The applicant must submit all of their current and former social media accounts from the past three years. For the purposes of this paragraph, the term "social media" means a website, application or other electronic platform whose principal purpose is to facilitate the public exchange of information, messages, news or ideas among such website's, application's or platform's users.

(3) [Training Certification. The applicant must submit a certification of completion of the training required by § 400.00(1)(o)(iii) of the New York State Penal Law. The applicant must complete such training and receive such certificate no more than six (6) months prior to submission of their application. Applicants whose renewal applications are not subject to such training requirement shall nevertheless, within six months of each renewal, submit a certification of completion of two hours of a live-fire range training course that meets the requirements of § 400.00(19)(b) of the Penal Law.

(b) A person who resides outside of New York State and is not principally employed within New York City may apply for a carry handgun license pursuant to this section, provided that such applicant meets the following requirements:

1) The requirements of section 5-02, except that the requirement to demonstrate a residence or principal place of business within the confines of New York City under subdivision (g) of such section shall not apply to an application submitted pursuant to this subdivision;

2) The requirements of subdivision (a) of this section;

3) The requirements of section 5-05;

4) The submission of a form, to be provided by the department, that reflects the results of a background investigation undertaken for the purposes of obtaining a firearm license or firearm. The applicant shall provide such form to the local law enforcement agency in each jurisdiction in which the applicant has been a resident in the five (5) years preceding the date of the applicant's application for a license pursuant to this subdivision and shall submit such completed form to the License Division.

5) If the applicant holds a firearms license or permit in any other jurisdiction, such applicant must submit a form, to be provided by the department, indicating the current and past status of any firearms licenses held by the applicant, including whether such other license is currently in good standing, and whether the applicant has any previous suspensions, revocations, or periods where the license was not in good standing.

§ 2. Section 5-25 of Title 38 of the Rules of the City of New York, relating to handgun acquisition requirements is REPEALED, and a new section 5-25 is added to read as follows:

§ 5-25 Handgun Acquisition Requirements.

In addition to any applicable federal or state requirements, the following procedures apply to all licensees seeking to acquire and register a handgun to one or more of their licenses.

(a) No person shall acquire a firearm if such person has acquired a firearm within the previous ninety (90) days. Licensees who acquire and attempt to register more than one (1) firearm in a ninety (90) day period, shall not be granted an authorization form to take possession of an additional firearm until the ninety (90) day period has elapsed.

(b) Any licensee who obtains a handgun must purchase or obtain a safety locking device at the time of acquisition of such handgun, in accordance with section 10-311 of the Administrative Code, to be used for the safeguarding of the handgun when not in use. The following types of safety locking devices will be deemed to comply with the requirement to obtain a safety locking device:

(1) a trigger lock, which prevents the pulling of the trigger without the use of a key;

(2) a combination handle, which prevents the use of the weapon without the alignment of the combination tumblers; or

(3) a detachable or non-detachable locking device that is composed primarily of steel or other metal of significant gauge to inhibit breaking, and renders the weapon inoperable until the locking device is removed with a metal key or combination lock.

(c) A licensee may not take possession of a handgun without prior written authorization from the Division Head, License Division. For new and existing licensees, the License Division will provide a handgun purchase authorization form, which is valid for thirty (30) calendar days from the issuance date and must be provided to the firearms dealer at the time of purchase of such handgun.

(d) A licensee may not take possession of a handgun before it has been inspected by License Division personnel and entered on the license. A licensee must contact the License Division within 72 hours of purchase of such handgun to request inspection of the handgun and safety locking device. Requests for inspection must include the following:

- (1) A completed authorization form issued by the License Division, in accordance with subdivision (c) of this section, with the background check number filled out by the firearms dealer from whom the handgun was purchased.
- (2) The Bill of Sale/Receipt for the handgun which shall include the following information:
 - (i) make, model, calibre, and serial number of handgun sold;
 - (ii) Seller's name, address, and license number if applicable;
 - (iii) Buyer's name, address, and license number, date of sale.

If the handgun is acquired from an individual, rather than a dealer, the sale must comply with the requirements set forth in section 898 of the General Business Law and the Bill of Sale shall be signed and notarized by the transferor.

- (3) A color photograph depicting the entirety of the handgun purchased with accurate color representation,
- (4) A color photograph that legibly captures the handgun's serial number,
- (5) A color photograph depicting the safety locking device for the purchased handgun.
- (6) Proof of ownership of safe storage, which consists of:
 - (i) A Bill of Sale; and
 - (ii) Two (2) color photos of the safe or other locked container, one with the door open and one with the door closed. Photos may not be stock images and must depict the entirety of the safe, not merely a portion thereof.

The Division Head, License Division may reject the type of safe proposed for safeguarding the handgun, where it is determined that the safety features are insufficient to safeguard such handgun.

- (7) Where the licensee has acquired a handgun from the estate of a deceased immediate family member, the licensee shall also provide:
 - (i) A copy of the voucher for the handgun(s).
 - (ii) The decedent's license, if not previously surrendered, showing registration of the handgun(s) in question.
 - (iii) A copy of the death certificate.
 - (iv) A notarized Bill of Sale from the Executor or Administrator of the decedent's estate, indicating the weapon, make, model, caliber and serial number, and stating that they are being sold to: the licensee's name, address and license number.
 - (v) If there is a Will: a short certificate of Letters Testamentary that gives the Executor the authority to dispose of the property.
 - (vi) If there is no Will: a short certificate of Letters of Administration that gives the administrator the authority to dispose of the property.

(e) For new licensees, the completed authorization form and license card with the registered handgun printed on such card shall be mailed to the licensee's address of record. The licensee shall use these documents to take possession of the registered handgun purchased from the seller. Following a completed transaction, or within ten (10) calendar days of its expiration date, the completed authorization form shall be returned to the License Division.

(f) The License Division may waive specific requirements identified in subdivision (d) of this section for extenuating circumstances, including, but not limited to, where a licensee lawfully acquired a handgun in another jurisdiction and has not maintained the Bill of Sale. The

licensee shall contact the License Division via email at DG_LIC-Purchaseorders@NYPD.org with a detailed explanation of such extenuating circumstances so that the License Division may provide individualized guidance on lawfully registering their firearm(s). The License Division may require the submission of additional information in such circumstances.

(g) Number of handguns allowed on a handgun license. The number of handguns allowed under each type of handgun license is listed below:

- (1) Premises Residence – One handgun, except that additional handguns shall be approved upon request after the licensee shows evidence of appropriate safeguarding and establishes compliance with the mandatory waiting periods pursuant to subdivision (b) of § 10-302.1 of the Administrative Code and § 400.20 of the Penal Law.
- (2) Premises Business – One handgun.
- (3) Carry and Special Carry – Two handguns, provided that requests for additional handguns shall be evaluated in accordance with the standards set forth for a premise residence license in paragraph (1) of this subdivision. Carry and Special Carry licensees may only carry one (1) handgun at a time. Additional handguns must remain safeguarded.
- (4) Carry Guard and Special Carry Guard – One handgun. Requests for additional handguns shall be reviewed on an individual basis.
- (5) Gun Custodian – Number of handguns shall be determined by the Division Head, License Division, consistent with the demonstrated needs of the applicant.

(h) Requests for amendments to "Special Carry" and "Special Carry Guard" licenses – Holders of "Special Carry" licenses shall comply with the purchase authorization request guidelines of the county in which they hold their Carry handgun license. Once the addition has been made to a county handgun license, a request to amend a licensee's New York City Special Carry license may be made to the License Division, in writing, via email to: DG_LIC-Purchaseorders@NYPD.org. The following documents shall accompany the request:

- (1) The licensee's current County Carry license;
- (2) A copy of the county Handgun Purchase Authorization form; and
- (3) A copy of the Bill of Sale.

Required Finding Pursuant to New York City Charter Section 1043(i)(1)

IT IS HEREBY CERTIFIED that the immediate effectiveness of this emergency rule, which establishes additional rules, regulations, and procedures for obtaining a concealed carry handgun license by a non-resident applicant, is required to adequately regulate handgun use and ownership by non-residents.

Current NYPD rules do not contain formal procedures for applicants who do not reside in New York State, are not principally employed within New York City, and do not have their principal place of business in New York City. A process by which non-State residents can apply for a carry license will ensure that the City is able to properly regulate handgun ownership within the NYC while also complying with the Bruen decision.

In order to maintain a clear and publicly accessible policy, New York City must immediately implement an operative concealed carry licensing process for non-resident applicants to address an imminent threat to safety and property. This emergency rule ensures that all applications are evaluated consistent with the Supreme Court's decisions in *N.Y. State Rifle & Pistol Ass'n v. Bruen*, 142 S. Ct. 2111 (2022), and *United States v. Rahimi*, 602 U.S. ___ (2024), while also maintaining a licensing scheme that preserves public safety within the City. Delaying implementation of the additional rules would severely impede New York City's ability to effectively and legally regulate handgun ownership within its jurisdiction.

Additional amendments to the NYPD rules contained in this emergency rulemaking will ensure that the Police Department can continue to comply with the standards articulated in the Bruen and Rahimi decisions in a timely and appropriate fashion. Delaying implementation would severely impede New York City's ability to effectively and legally regulate handgun use and ownership within its boundaries.

Pursuant to section 1043(i)(2) of New York City Charter, the emergency rule will remain in effect for 60 days while the NYPD prepares a permanent rule.

IT IS HEREBY CERTIFIED that the immediate effectiveness of a rule authorizing the NYPD to regulate concealed carry handguns within in New York City is necessary in order to maintain the public's safety.

Dated: August 1, 2024

_____/s/
Edward A. Caban
Police Commissioner

Dated: August 6, 2024

Approved _____/s/
Eric Adams
Mayor of the City of New York

◀ a12



COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., RM 629, New York, NY 10007 on 8/20/2024 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	1790	8

Acquired in the proceeding entitled: FIFTEENTH AMENDED HARLEM – EAST HARLEM URBAN RENEWAL PLAN (EAST 125TH STREET), STAGE 2 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

BRAD S. LANDER
Comptroller
a6-19

HEALTH AND MENTAL HYGIENE

■ NOTICE

Notice of Concept Paper

The New York City Health Department intends to issue an RFP for the *Assuring STI Services Among Uninsured New Yorkers* program.

In order to address recent increases in reported sexually transmitted infections (STI) cases in NYC and the slow resumption of STI care-seeking practices following the COVID-19 pandemic, the New York City Health Department is assuring that New Yorkers have equitable access to STI services, including STI screening and treatment. To address unmet needs for STI services, we are seeking up to three contractors to provide STI services among uninsured (inclusive of those electing to self-pay) New Yorkers residing in neighborhoods with the highest chlamydia, gonorrhea, and syphilis case rates. The purpose of this RFP is to ensure that these individuals have equitable access to STI services.

Within the NYC Health Department, the Bureau of Hepatitis, HIV, and Sexually Transmitted Infections (BHHS)'s STI Program is dedicated to improving the sexual health of all New Yorkers. Assuring comprehensive and timely screening and treatment for STIs, including chlamydia, gonorrhea, and syphilis, is critical for preventing negative sequelae—

including infertility, increased susceptibility to HIV, and congenital syphilis—as well as preventing onward spread to sex partners.

The Concept Paper will be posted on the New York City Health Department website, www.nyc.gov/health, from August 19, 2024 through October 3, 2024. The Concept Paper will also be made available through PASSPort during the same time frame and can be found on the PASSPort procurement navigator website, https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. Comments in response to the Concept Paper may be submitted, in writing, to RFP@health.nyc.gov by October 3, 2024. Please include “STI Services CP Comments” in the subject line. The New York City Health Department will also hold a meeting with interested providers to obtain feedback and input from the provider community. Please see the Concept Paper for date, time, and RSVP details.

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OFFICE OF THE MAYOR

■ NOTICE

EMERGENCY EXECUTIVE ORDER NO. 594
May 14, 2024

WHEREAS, over the past several months, thousands of asylum seekers have been arriving in New York City, from the Southern border, without having any immediate plans for shelter; and

WHEREAS, the City now faces an unprecedented humanitarian crisis that requires it to take extraordinary measures to meet the immediate needs of the asylum seekers while continuing to serve the tens of thousands of people who are currently using the DHS Shelter System; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 224, dated October 7, 2022, and Emergency Executive Order No. 538, dated December 27, 2023; and

WHEREAS, the state of emergency based on the arrival of thousands of individuals and families seeking asylum, first declared in Emergency Executive Order No. 224, dated October 7, 2022, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby order that section 1 of Emergency Executive Order No. 592, dated May 9, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams
Mayor

◀ a12

EMERGENCY EXECUTIVE ORDER NO. 595
May 19, 2024

WHEREAS, on September 2, 2021, the federal monitor in the *Nunez* use-of-force class action stated that steps must be taken immediately to address the conditions in the New York City jails; and

WHEREAS, on June 14, 2022, the federal court in *Nunez* approved the *Nunez* Action Plan, which “represents a way to move forward with concrete measures now to address the ongoing crisis at Rikers Island”; and

WHEREAS, although there has been improvement in excessive staff absenteeism, extraordinarily high rates of attrition due to staff retirements and other departures continue to seriously affect the Department of Correction's (DOC's) staffing levels and create a serious risk to DOC's ability to carry out the safety and security measures required for the maintenance of sanitary conditions; and access to basic services, including showers, meals, visitation, religious services, commissary, and recreation; and

WHEREAS, this Order is given to prioritize compliance with the *Nunez* Action Plan and to address the effects of DOC's staffing levels, the conditions at DOC facilities, and health operations; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 140 of 2022, and Emergency Executive Order No. 579 of 2024; and

WHEREAS, the state of emergency existing within DOC facilities, first declared in Emergency Executive Order No. 241, dated September 15, 2021, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct that section 1 of Emergency Executive Order No. 593, dated May 14, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams
Mayor

◀ a12

EMERGENCY EXECUTIVE ORDER NO. 596
May 19, 2024

WHEREAS, over the past several months, thousands of asylum seekers have been arriving in New York City, from the Southern border, without having any immediate plans for shelter; and

WHEREAS, the City now faces an unprecedented humanitarian crisis that requires it to take extraordinary measures to meet the immediate needs of the asylum seekers while continuing to serve the tens of thousands of people who are currently using the DHS Shelter System; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 224, dated October 7, 2022, and Emergency Executive Order No. 538, dated December 27, 2023; and

WHEREAS, the state of emergency based on the arrival of thousands of individuals and families seeking asylum, first declared in Emergency Executive Order No. 224, dated October 7, 2022, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby order that section 1 of Emergency Executive Order No. 594, dated May 14, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams
Mayor

◀ a12

EMERGENCY EXECUTIVE ORDER NO. 597
May 24, 2024

WHEREAS, on September 2, 2021, the federal monitor in the *Nunez* use-of-force class action stated that steps must be taken immediately to address the conditions in the New York City jails; and

WHEREAS, on June 14, 2022, the federal court in *Nunez* approved the *Nunez* Action Plan, which “represents a way to move forward with concrete measures now to address the ongoing crisis at Rikers Island”; and

WHEREAS, although there has been improvement in excessive staff absenteeism, extraordinarily high rates of attrition due to staff retirements and other departures continue to seriously affect the Department of Correction’s (DOC’s) staffing levels and create a serious risk to DOC’s ability to carry out the safety and security measures required for the maintenance of sanitary conditions; and access to basic services, including showers, meals, visitation, religious services, commissary, and recreation; and

WHEREAS, this Order is given to prioritize compliance with the *Nunez* Action Plan and to address the effects of DOC’s staffing levels, the conditions at DOC facilities, and health operations; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 140 of 2022, and Emergency Executive Order No. 579 of 2024; and

WHEREAS, the state of emergency existing within DOC facilities, first declared in Emergency Executive Order No. 241, dated September 15, 2021, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct that section 1 of Emergency Executive Order No. 595, dated May 19, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams
Mayor

◀ a12

EMERGENCY EXECUTIVE ORDER NO. 598
May 24, 2024

WHEREAS, over the past several months, thousands of asylum seekers have been arriving in New York City, from the Southern border, without having any immediate plans for shelter; and

WHEREAS, the City now faces an unprecedented humanitarian crisis that requires it to take extraordinary measures to meet the immediate needs of the asylum seekers while continuing to serve the tens of thousands of people who are currently using the DHS Shelter System; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 224, dated October 7, 2022, and Emergency Executive Order No. 538, dated December 27, 2023; and

WHEREAS, the state of emergency based on the arrival of thousands of individuals and families seeking asylum, first declared in Emergency Executive Order No. 224, dated October 7, 2022, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby order that section 1 of Emergency Executive Order No. 596, dated May 19, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams
Mayor

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MAYOR’S OFFICE OF CONTRACT SERVICES

■ NOTICE

[Notice of Intent to Issue New Solicitation Not Included in FY24 Annual Contracting Plan and Schedule](#)

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2024 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: DPR-E
Description of Services to be provided: Consultant Agreement to assist the Chief Information Security Officer with the overall design of a Cyber Security Strategy for NYC Parks.
Anticipated Contract Start Date: 10/1/2024
Anticipated Contract End Date: 9/30/2025
Anticipated Procurement Method: MWBE Non Competitive
Job Titles: None
Headcounts: 0

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[Notice of Intent to Issue New Solicitation Not Included in FY24 Annual Contracting Plan and Schedule](#)

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2024 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Office of Chief Medical Examiner
Description of Services to be Provided: Forensic Toxicology Laboratory Services
Anticipated Contract Start Date: 3/1/2025
Anticipated Contract End Date: 2/28/2026
Anticipated Procurement Method: Negotiated Acquisition Extension
Job Titles: None
Headcounts: 0

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CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Includes Fire Department personnel for period ending 07/05/24.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Includes Fire Department personnel for period ending 07/05/24.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Includes Fire Department personnel for period ending 07/05/24.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Includes Fire Department personnel for period ending 07/05/24.



LATE NOTICE

MAYOR'S OFFICE OF CRIMINAL JUSTICE

CONTRACTS

INTENT TO AWARD

Human Services/Client Services

LUMINOSITY PUBLIC SAFETY DATA INFRASTRUCTURE - Sole Source - Available only from a single source - PIN# 12825S0001001 - Due 8-16-24 at 12:00 P.M.

To build out a data infrastructure, MOCJ seeks to contract with Luminosity because it is the only source for the infrastructure needed in the timeframe it must be executed. Luminosity is uniquely situated to build out this much needed public safety data infrastructure because of their familiarity with the data collected by the City, and used by MOCJ and other City justice agencies for the past seven years. As a subcontractor to MOCJ's contract with the Criminal Justice Agency (CJA), Luminosity's data analysts have worked with NYPD, DOC, and

MOCJ programmatic data, and have a strong command of the programming and requirements underpinning that data collection and infrastructure, which they helped build. Over the past 7 years, Luminosity has developed a detailed data cleaning and optimization database model for NYC-specific data streams. This was generated through the successful completion of three distinct pretrial database projects in NYC, including MOCJ, the Bronx District Attorney's Office, and CJA. MOCJ's project involved working in the City's AWS data warehouse to integrate court and pretrial services data, generate 198 pretrial metrics, and create internal facing dashboards using Tableau (MOCJ's preferred visualization software).

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Mayor's Office of Criminal Justice, 1 Centre Street, Room 1012, New York, NY 10007. Timothy Williams (212) 416-5282; TWilliams2@mocj.nyc.gov

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT SERVICES

■ SOLICITATION

Goods and Services

ENVIRONMENTAL & REGULATORY COMPLIANCE (ERC) SERVICES IN CONNECTION WITH PROFESSIONAL CONTINGENT AND TEMPORARY STAFFING - Request for Proposals - Due 8-13-24

25-00014R - Large - Time: 3:00 P.M.
25-00015R - Small - Time: 3:00 P.M.

The SCA anticipates issuing two (2) solicitations "Large" and "Small" to obtain Environmental & Regulatory Compliance (ERC) Services in connection with Professional Contingent and Temporary Staffing. The SCA anticipates awarding up to four (4) contracts awarded to firms that are prequalified by the SCA at the time of contract award. RFP distribution list will be established based on the following criteria's: 25-00014R (Large): Open to firms who historically held a direct staffing contract with the NYCSCA. 25-00015R (Small): Open to firms who have never had a direct staffing contract with the NYCSCA. To assist you with your request, the following is a brief summary of services that will be required: General Information/Brief Summary: The firms selected under these RFP's will provide the SCA with services in connection with assisting in the identification and placement of qualified Contingent/Temporary staff to the Environmental & Regulatory Compliance Department (ERC) including the Safety Unit, Industrial & Environmental Hygiene (IEH), the Building Code Compliance (BCC), and Construction Inspection Divisions (CID) to supplement the current staffing at the SCA. The Consultant may also provide professional contingent & temporary staff to other SCA Departments as needed. As used herein, "Directors" shall mean the Director of the SCA division who orders and administers services under this Agreement, acting either personally or through their duly authorized representatives. The SCA may request professional contingent/temporary staffing in the following areas: Licensed Architect/Engineer, Non-Licensed Architect/Engineer, Assistant Inspector, Safety Inspector, Assistant Expeditor, Specification Writer/Technical Writer, Architecture/Engineering Estimator, Architecture/Engineering Technician, Industrial Hygienist – B and Industrial Hygienist – C.

The SCA does not guarantee the ordering of any services under this Agreement and specifically reserves the right, in its sole discretion, to use any person or firm to perform the type of services required. Professional contingent & temporary staff provided by the Consultant shall be required to work at the SCA offices located at 25-01 Jackson Avenue, Long Island City, New York 11101. Professional contingent & temporary staff shall work during the days and hours as requested by the Director of the department of assignment. There may be exceptions to the work location; these will be within the confines of New York City. To request information regarding the RFP: Please E-MAIL to rfp@nycsca.org for any inquiry regarding this RFP. Upon receipt of the requested information, your request will be forwarded to the User Department for review and consideration. Participation in the RFP process will be pending User Department approval. Please put the Solicitation Pin Number as the subject of your email. In your e-mail you MUST INCLUDE the following information: 1) A description of your firm's experience including: a. Firm's legal name; b. EIN Number; c. the length of time your firm has been in existence and performing

the services required under this RFP; d. prior projects; e. firms you've partnered with; and f. the value of the portion your firm worked on. 2) Whether your firm is pre-qualified with the SCA. 3) The full contact information of the person to whom the RFP should be sent, including: a. Title; b. phone number; c. fax number; and d. Street address. Please ensure that an actual street address must be provided as RFPs are not sent to PO Boxes. Once the requested information is received, and upon approval from User Department, you may be invited to participate in this RFP.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Roxane Pacheco (718) 472-8361; rpacheco@nycsca.org; rfp@nycsca.org

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CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



PROBATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday, August 19, 2024 at 10:00 A.M. The Public Hearing can be accessed via Teams or Call-in by Phone:

Teams Meeting ID: 265 270 929 239 Passcode: LPDtPg

Or Call-in by Phone: 646-893-7101 Passcode: 690361996#

IN THE MATTER OF a proposed contract between the New York City Department of Probation (DOP) and Street Smarts VR, Inc., located at 33 Beaver Street, New York, NY 10004, to provide Citywide Virtual Reality (VR) Training Services. The estimated amount of the contract is \$285,000.00. The term of the contract shall be for three (3) years from August 12, 2024 to August 11, 2027. E-PIN #: 78125S0001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Probation, 33 Beaver Street, New York, New York 10004, from August 12, 2024 to August 19, 2024, excluding weekends and Holidays, from 9:00 A.M. to 5:00 P.M. Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within one (1) business days after publication of this notice. Written requests to speak should be sent to Aquil Jackson, Deputy Agency Chief Contracting Officer, Department of Probation, 33 Beaver Street, New York, NY 10004, or email to: dopprocurement@probation.nyc.gov.

In order to access the Public Hearing and testify, please join no later than 9:50 A.M. via Teams or Call-in by Phone: 646-893-7101, Access Code: 690361996#; Teams Meeting ID: 265 270 929 239, Passcode: LPDtPg. If you need further accommodations, please let us know at one (1) business day in advance of the Public Hearing via email at dopprocurement@probation.nyc.gov.

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