

**THE CITY OF NEW YORK  
DEPARTMENT OF FINANCE**

Pursuant to the power vested in me as Commissioner of Finance by sections 389(b) and 1043 of the New York City Charter and section 19-203 of the Administrative Code of the City of New York, I hereby promulgate the within amendment to the Rules Relating to Parking Violations.

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Andrew S. Eristoff  
Commissioner of Finance

§1. Chapter 39 of title 19 of the Rules of the City of New York is amended by adding a new section 39-03.1 to read as follows:

§ 39-03.1 Pilot program of stipulated fines for vehicles enrolled in the Fleet Program. Notwithstanding any inconsistent provision of section 39-05 of these rules, the Commissioner of Finance may enter into agreements with the owners of vehicles enrolled in the Fleet Program for the payment of stipulated fines for parking violations. Such stipulated fines shall not apply to enrolled vehicles unless the owner of such vehicles enters into a written agreement with the Commissioner, in advance, in which the owner agrees to waive the right to contest all notices of violation issued against such owner's enrolled vehicles during a stated period of time and to pay the stipulated fines for all such violations. Such agreement shall further provide that if the owner fails to pay the stipulated fines for all violations when due in accordance with such agreement, the agreement shall be null and void and of no further force and effect and the notices of violation issued against such enrolled vehicles that are outstanding shall be subject to the provisions of this chapter and the penalties set forth in this chapter to the same extent and in the same manner as if such agreement had not been in effect. Enrollment in this pilot program shall be voluntary and shall be subject to termination at the discretion of the Commissioner. This pilot program shall be established and shall remain in effect at the pleasure of the Commissioner but for no more than one year after the effective date of this section.

## **Statement of Basis and Purpose**

The purpose of this rule is to establish a pilot program to expedite the disposition of parking tickets issued against commercial vehicles making pickups, deliveries and service calls in the City. Vehicles enrolled in the program would be subject to reduced fines for some parking violations in accordance with a schedule of stipulated fines, which the owners would agree to in advance. In exchange for a reduction in the amount of some fines, vehicle owners would waive the right to contest all notices of violation issued to vehicles enrolled in the program and would agree to pay the stipulated fines for these violations. The program would be in effect for no more than one year from the effective day of the rule. For vehicles making pickups, deliveries and service calls in the City, some parking violations are unavoidable. In the give and take of adjudicating these violations before the PVB, some are dismissed for technical and other reasons, fines may be reduced or compromised after a hearing and vehicle owners may fail to answer some charged violations in a timely manner, incurring additional late penalties for owners or the additional expense of default hearings or appeals. These proceedings are expensive and time consuming for both the City and commercial respondents who often must hire brokers or agents. This rule will streamline the process and save both the vehicle owners and the City time and expense. The Commissioner will carefully review the effect of this program and if he finds that it contributes to an increase in parking violations by enrollees he will immediately terminate the program.

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Andrew S. Eristoff  
Commissioner of Finance