

**CITY OF NEW YORK
DEPARTMENT OF FINANCE**

Pursuant to the power vested in me as Commissioner of Finance by section 389(b) and 1043 of the New York City Charter, section 19-203 of the Administrative Code of the City of New York, and section 237 of the Vehicle and Traffic Law, I hereby promulgate the within Amendment to the Rules Relating to Parking Violations.

MARTHA E. STARK
Commissioner

Section 1. Paragraph (2) of the definition of “notice of violation (summons)” contained in section 39-01 of chapter 39 of title 19 of the Official Compilation of Rules of the City of New York is amended to read as follows:

Notice of violation (summons). “Notice of violation” shall mean:

(2) For purposes of this definition, authorized issuing agents shall be members of the Police Department, Fire Department, Department of Transportation, Traffic Enforcement Agents, Department of Sanitation, the Sheriff, Under Sheriff, and Deputy Sheriffs of the Department of Finance’s Office of the City Sheriff, Fraud and Associate Fraud Investigators of the Department of Finance, Department of Business Services, Business Integrity Commission, New York City Housing Authority Police, Port Authority of New York and New Jersey Police, Police of the Metropolitan Transportation Authority and its subsidiary authorities, United States Park Police, Department of Buildings Special Patrolmen, State Regional Park Police, Taxi and Limousine Commission, Waterfront Commission of New York Harbor, Department of Parks and Recreation, Department of Correction, Roosevelt Island Security Organization, Sea Gate Association Police, Snug Harbor Rangers with peace officer status, Amtrak Police Officers, Office of Court Administration Court Officers, Department of Health Police Officers, Health and Hospitals Corporation Police Officers, New York State Office of Mental Health Safety Officers, New York State Office of Mental Retardation and Developmental Disabilities Police Officers, Triborough Bridge and Tunnel Authority Police Officers, State University Maritime College Public Safety Officers, Department of Environmental Protection Police Officers, and managers of the New York City Transit Authority.

BASIS AND PURPOSE OF AMENDMENT

The definition of “Notice of Violation (summons)” contained in section 39-01 of the Rules relating to Parking Violations is being amended to give authorization to the Fraud and Associate Fraud Investigators of the Department of Finance.

The purpose of this rule amendment is to authorize Fraud and Associate Fraud Investigators of the New York City Department of Finance to issue notices of parking violation (summons) in the City of New York. The Fraud and Associate Fraud Investigators perform many of their duties in the field, and while doing that they can observe vehicles that have been parked in violation of law. The Department believes that it would be in the public interest and in the interest of employee productivity for these City employees to issue notices of parking violation to illegally parked vehicles they observe while performing their other duties.

It should be noted that the proposed version of this rule amendment specified that this authority was being given only the Fraud and Associate Fraud Investigators of the Department of Finance’s Office of Tax Enforcement. However, as the Department of Finance does employ persons in these titles in other divisions, that limitation is being eliminated in the final rule adoption.

In addition, this amendment clarifies that the Office of the City Sheriff is within the Department of Finance.