



Comments Received by the Department of  
Consumer and Worker Protection on

Proposed Rules related to Tow and Booting Penalty Schedules

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**Comments of Zach Miller  
Director of Metro Region Operations  
Trucking Association of New York**

*Before the*

**New York City Department of Consumer and Worker Protection  
Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

*Regarding*

**The Penalty Schedule for Towing of Vehicles**

Good morning and thank you for the opportunity to share testimony. My name is Zach Miller, and I am the Director of Metro Region Operations for the Trucking Association of New York. Since 1932, TANY has advocated on behalf of the trucking industry at all levels of government, providing compliance assistance, safety programs, and educational opportunities to our members, and in the process, creating jobs, supporting the economy, driving safety, and delivering a sustainable future.

Last month, The Federal Motor Carrier Safety Administration (FMCSA) issued comments outlining concerns with predatory towing junk fee practices that significantly increase costs for commercial motor vehicle owners and operators. The comment also offers support for the proposed ban on hidden and misleading fees and urges the FTC to consider additional restrictions against the types of unnecessary and excessive mandatory junk fees plaguing truckers.

Though not directly related, we are glad to see DCWP issue amendments to ensure a towing and booting penalty schedule includes all towing and booting charges for which they are authorized to issue violations, including those in Title 19 of the New York City Administrative Code.

Since all of New York City is a towaway zone, it is imperative that towing operators follow best practices and procedures. No motorist should be taken advantage of. It is our hope that this amended penalty schedule will ensure that.

As always, the Trucking Association of New York looks forward to ongoing collaboration and dialogue with the Department of Consumer and Worker Protection.

Thank you for your time.