

AGENCY RULEMAKING FISCAL 2019

Agency	Total adopted/ amended	Not in regulatory agenda*	Emergency actions
BIC	5	0	0
CCHR	1	1	0
DCA	14	10	0
DEP	17	3	0
DOB	7	5	0
DOF	8	6	0
DOHMH	10	6	0
DOT	8	5	0
FDNY	4	2	0
HPD	5	2	0
HRA	3	3	0
LPC	1	1	0
NYPD	1	1	0
OATH	16	2	0
SBS	1	1	0
TLC	2	2	0
TOTAL	103	50	0

*During Fiscal 2019, 50 of 103 rules (49% of the rulemaking actions) were not included in agency regulatory agendas because they were not contemplated at the time or implemented local law enacted after publication of the agenda. HRA did not publish a regulatory agenda for FY2019. Rules that were not included in regulatory agendas still went through the full City Administrative Procedure Act rule review process.

For more information on the rulemaking process and regulatory agendas, go to NYC Rules: <http://rules.cityofnewyork.us/>

Agency	Rule Summary	Title	Chapter	Section	Adoption Date
BIC	Relocates the penalty schedule for violations enforced by BIC from OATH rules to BIC's rules.	17	11,12 ,13	11-22, 12-27, 13-04	10/17/2018
BIC	Allows trade waste licensees and registrants to apply to the Commission for a financial hardship waiver.	17	2	2-09	10/17/2018
BIC	Requires licensees and registrants to increase the limits on commercial general liability, business automobile liability, and employers' liability insurance.	17	1, 2, 7	1-12, 2-05, 7-06	10/17/2018
BIC	Increases by 5.6% the current maximum rates allowed to be charged by trade waste haulers.	17	5	5-02	7/10/2018
BIC	Expand to private carters DSNY's organic waste source separation requirements for large commercial food retailers and food service establishments.	17	1, 5	1-01, 5-01, 5-08	7/10/2018
CCHR	Establishes definitions and clarifies the scope of protections with respect to gender.	47	2	2-01, 2-06	2/7/2019
DCA	Implement Local Laws 142 and 143 of 2018, which require that bail bond agents make certain disclosures.	6	5	5-72, 5-73, 6-71	4/11/2019
DCA	Establishes a "Terms and Conditions" template for employment agencies, requires employment agencies to post certain signs, prohibits employment agencies from discriminating on the basis of sexual orientation.	6	5, 6	5-248, 5-250, 6-59	2/27/2019
DCA	Makes it a violation to assault, menace, unlawfully imprison, or harass, or attempt to assault, menace, unlawfully imprison, or harass, any DCA employee.	6	1, 6	1-21, 6-11	2/15/2019
DCA	Permits agencies to deny an application for, or renewal of, any license, permit or registration and may suspend, terminate or revoke any license, permit or registration based on the failure to timely pay civil penalties.	6	1	1-20	1/30/2019
DCA	Prohibits any license applicant whose application is denied or whose license is revoked from applying for the same license again for a period of one year.	6	1	1-01.1	1/30/2019
DCA	Amends towing vehicles rules to make the rates prescribed consistent with applicable sections of the Administrative Code and other Rules.	6	2	2-362, 2-368	1/28/2019
DCA	Establishes fixed penalties for the violations of the laws and rules, affecting a variety of areas.	6	6	6-12, 6-31, 6-47, 6-61, 6-70	1/14/2019
DCA	Establishes procedures for the Department to accept applications for TRD and ECRD licenses under the community district caps created by Local Laws 145 and 146 of 2017.	6	2	2-11, 2-12, 2-13, 2-451, 2-452	1/11/2019

Agency	Rule Summary	Title	Chapter	Section	Adoption Date
DCA	Adds General Vendor Penalty Schedule.	6	6	6-68	9/12/2018
DCA	Requires that all fuel oil vehicle printer tickets contain at least the last six digits of the Vehicle Identification Number for the vehicle making each delivery and that fuel oil businesses maintain copies of printer tickets for two years and produce a ticket to DCA during annual inspection.	6	3	3-95, 3-103	8/8/2018
DCA	For immigrations assistance service providers, adds statements and information to the required written agreement, lengthens the period of time provider must maintain a surety bond, contract of indemnity or irrevocable letter of credit, requires signage explaining a new mechanism for consumers to file complaints.	6	5, 6	5-261 thru 5-264, 6-56	8/7/2018
DCA	Amends various rules related to bond requirements, newsstands, electronic and home appliance service dealers, and storage warehouses.	6	1,2	1-06, 2-61, 2-63, 2-64, 2-65, 2-253, 2-321, 2-322	7/26/2018
DCA	Amends the fixed penalties for the violations of the laws and rules related to cigarette retail dealers.	6	6	6-12, 6-12.1	7/6/2018
DCA	Implements and clarify procedures of the Office of Labor Policy and Standards, clarify provisions of the Earned Safe and Sick Time Act, and provides guidance to covered employers and protected workers.	6	7	7-101 thru 7-111; 7-201 thru 7-215; 7-301 thru 7-309; 7-401 thru 7-405; 7-501 thru 7-505	3/19/2018
DEP	Amends rules that govern recreational access to DEP lands that are a part of the City's water supply system, and would expand recreational access opportunities.	15	16	16-01 thru 16-17	5/31/2019
DEP	Establish penalties for violations of Title 24, Chapter 5 of the Administrative Code, also known as the Sewer Control Code, and Title 15, Chapter 19 of the Rules of the City of New York, also known as the Sewer Control Rules.	15	56	56-01	4/1/2019
DEP	Establishes penalties for violations of Title 15, Chapter 19.1	15	55	55-01	4/1/2019
DEP	Promulgates rules governing industrial, commercial, construction, and post-construction stormwater sources.	15	19.1	19.1-01 thru 19.1-04	4/1/2019
DEP	Establishes when a risk of harm from mold exists such that a 24 hour notice must be filed with DEP.	15	58	58-01	3/19/2019
DEP	Adds Community Right-to-Know Penalty Schedule.	15	54	54-01, 54-02	3/6/2019
DEP	Amends the existing hazardous chemical reporting regulations.	15	41	41-03, 41-02, 41-04, 4-12	2/6/2019
DEP	Establishes penalties for violations of the Asbestos Control Program Rules.	15	53	53-01	12/7/2018
DEP	Amends the existing asbestos rules and regulations.	15	1	1-00 thru 1-03; 1-11, 1-12; 1-14 thru 1-18; 1-22, 1-23; 1-25 thru 1-29; 1-36, 1-37, 1-38, 1-41, 1-44, 1-51, 1-61, 1-81, 1-91, 1-92, 1-102, 1-103; 1-105 thru 1-109; 1-111, 1-112, 1-120, 1-125, 1-127, 1-128	12/7/2018
DEP	Adds a new rule governing the siting and storage of hazardous substances to prevent releases of hazardous substances that may occur during extreme weather watches.	15	41	41-03, 41-11, 41-14	10/2/2018
DEP	Amends construction noise rules relating to the submission of noise mitigation plans and interior noise construction.	15	28	28-100, 28-105, 28-110	9/18/2018
DEP	Establishes specific time frames for inspections in response to after hours noise complaints.	15	52	52-01	9/14/2018
DEP	Establishes a process to appeal a stop work order.	15	45	45-01, 45-02	9/10/2018
DEP	Establishes new penalties for violations of the Noise Control Code.	15	47	47-02	9/5/2018
DEP	Requires heavy duty trade waste hauling vehicles to use ultra-low sulfur fuel and emissions control technology.	15	50	51-01 thru 51-05	7/10/2018
DEP	Requires restaurants to register cook stoves and charcoal burning appliances with DEP.	15	50	52-02	7/2/2018
DEP	Updates and clarifies the existing rules on use of the public sewers.	15	19	19-01, 19-02, 19-10, 19-13	2/28/2018
DOB	Amends electrical code rules to delete references to the electrical advisory board and to repeal sections that are no longer applicable.	1	34, 4000	34-05, 4000-01	6/11/2019
DOB	Amends the civil penalty amounts in Subdivision (b) of 1 RCNY § 102-04 to conform to Local Laws 156 and 158 of 2017, which increased the penalties for work without a permit.	1	100	102-04	1/16/2019
DOB	Clarifies the scope of the private on-site sewage disposal systems rule.	1	8000	8001-01	12/27/2018
DOB	Adds new infractions and updates other penalties.	1	100	102-01	10/11/2018
DOB	Establishes regulations for rigging equipment and rigging operations.	1	3300	3316-01	10/10/2018
DOB	Updates requirements for the posting of information about elevator carrying capacity, and the detection and regulation of overloaded elevators.	1	3600	3610-05	8/28/2018
DOB	Makes corrections to the referenced standard ASHRAE 90.1 and clarifies modeling methodology for lighting and pump controls.	1	5000	5000-02	7/6/2018
DOF	Increases the monetary penalties for failure to file income and expense statements.	19	33	33-03	6/12/2019
DOF	Clarifies that Chapter 27 rules apply to designated business and excise taxes and does not apply to powers of attorney for matters other than such business and excise taxes.	19	27	27-01	5/16/2019

Agency	Rule Summary	Title	Chapter	Section	Adoption Date
DOF	Enacts fine for new DOT parking violation of misuse and fraudulent use of agency authorized parking permits.	19	39	39-05	5/13/2019
DOF	Allows for a waiver of the primary residence requirement of an individual but not if the real property is owned by a corporation, partnership or other entity, if the applicant demonstrates that there are security concerns that necessitate ownership by a limited liability company ("LLC") or limited partnership ("LP") and the applicant also meets other eligibility requirements.	19	50	50-02, 50-05, 50-06	4/19/2019
DOF	Reduces credit card fee from 2.49% to 2.00% (except for DOC bail system).	19	9	9-02	9/14/2018
DOF	Allows DOF to suspend brokers and brokerage companies for life.	19	39	3909	8/3/2018
DOF	Sets forth which rent regulated Class Two real properties are eligible for a Major Capital Improvement ("MCI") tax abatement, as well as how the abatement is calculated.	19	56	56-01, 56-02, 56-03, 56-04	7/11/2018
DOF	Updates Parking Violation Schedule of Fines to conform to DOT Traffic Rule updates.	19	39	39-05	7/2/2018
DOHMH	Sets forth how far away from a spraying of pesticides park playground equipment must be in order to not have to be cleaned by the Department of Parks and Recreation.	24	14	14-01, 14-02, 14-03	6/27/2019
DOHMH	Allows a new certificate to be filed when the license to practice medicine of an attending physician listed on a given birth record has been surrendered or revoked by the New York State Office of Professional Conduct.	24	Article 207	207.05	6/19/2019
DOHMH	Implements new local laws that change the thresholds for investigating reports of children with certain blood lead levels.	24	Articles 11, 71, and 173	11.03, 11.09, 71.05, 173.01, 173.05, 173.13, 173.14, 173.21	6/19/2019
DOHMH	Modernizes Article 175's requirements to keep pace with industry 'best practices' and to ensure that federal requirements are appropriately adopted and enforced.	24	Article 175	175.01 thru 175.66	4/24/2019
DOHMH	Establishes rules for the use of body imaging scanning equipment that applies ionizing radiation to humans for purposes of screening individuals committed to the custody of the New York City Department of Correction in connection with the implementation of the security program at their facilities.	24	33	33-01 thru 33-08	1/16/2019
DOHMH	Repeals and restates Chapter 7 (Adjudicatory Hearings) of Title 24 of the Rules of the City of New York and to repeals Chapter 1 (Adjudications) of Title 25 of the Rules of the City of New York. A new appendix to Chapter 7 includes penalties to be imposed for Department-issued violations that are sustained.	24	7	7-01 thru 7-09	11/9/2018
DOHMH	Adds grading for mobile food vending units.	24	6	6-02; 6-16 thru 6-21	11/9/2018
DOHMH	Eliminates the requirement that a person requesting a change to the sex designation on a birth certificate present proof from a health professional, and instead requires self-attestation.	24	Article 207	207.05	9/20/2018
DOHMH	Lowers the age of required reporting of first-episode psychosis, adds race and ethnicity to the list of required information when reporting first-episode psychosis, and removes the time limit that the Department can hold information of those reported with first-episode psychosis.	24	Article 11	11.04	9/20/2018
DOHMH	Imposes a tax on tobacco products other than cigarettes (OTP), creates minimum prices for cigarettes and OTP, and sets minimum pack sizes for various OTP.	24	13	13-01, 13-02, 13-03	9/11/2018
DOT	Establishes definitions and parking parameters for electric vehicle charging stations located both on-street and off-street.	34	4	4-01, 4-08	5/17/2019
DOT	Establishes criteria for the enforcement of the misuse of authorized parking placards.	34	4	4-08	5/13/2019
DOT	Allows certain AAR vehicles to use bus lanes, clarifies express lane requirements, and repeals Chapter 5.	34	4, 5	4-01, 4-07, 4-12	4/30/2019
DOT	Updates various provisions of the highway rules.	34	2	2-07, 2-11	3/6/2019
DOT	Establishes horse carriage passenger boarding areas.	34	4	4-01, 4-09, 4-11, 4-12	1/4/2019
DOT	Amends various rules related to commercial bicycles. Adds new penalty schedule.	34	3,4	3-01, 4-01, 4-12	7/26/2018
DOT	Clarifies that a bicycle sharing system must not be operated without DOT's prior written authorization.	34	4	4-01, 4-12	7/17/2018
DOT	Updates parking provisions to reflect current parking signage.	34	4	4-01, 4-08, 4-11, 4-12	7/2/2018
FDNY	Eliminates outdated fire safety requirements from BSA rules and incorporates the remaining provisions into FDNY's rules; BSA proposes to clarify FDNY's authority to enforce BSA resolutions relating to fire safety matters lying within FDNY's enforcement jurisdiction.	2 (BSA); 3 (FDNY)	1, 3 thru 26 (Title 2); 5, 8, 14, 15, 48 (Title 3)	Title 2: 1-15, 3-01 thru 3-07; 4-01 thru 4-18; 5-01 thru 5-04; 6-01, 7-01, 7-02, 8-01, 9-01, 10-01, 10-02, 11-01, 12-01, 12-02, 13-01, 14-01, 15-01, 16-01, 17-01, 18-01, 19-01, 21-01, 22-01, 23-01, 24-01, 25-01, 25-02, 26-01; Title 3: 5-02, 8-01, 15-01, 18-01, 1401-01, 4801-01	4/4/2019
FDNY	Implements emergency planning and preparedness provisions of Fire Code Chapter 4; establishes standards, requirements and procedures for the conduct of fire drills and non-fire emergency drills.	3	30	401-07	10/16/2018

Agency	Rule Summary	Title	Chapter	Section	Adoption Date
FDNY	Implements emergency planning and preparedness provisions of Fire Code Chapter 4; amends the existing fire safety guide and notices that are distributed to all apartment building residents and building staff to include important information about emergency preparedness and non-fire emergencies.	3	4	401-06	8/30/2018
FDNY	Implements Local Law No. 195 of 2018 , which eliminated Department of Buildings review of plans and other design and installation documents for fire alarm, emergency alarm, auxiliary radio communication, and fire extinguishing systems, and fire protection plans. Amends the provisions relating to fees for plan examinations set forth in FC A03(51) and amends FC A04 to include a document management fee for certain plan examination filings. Amends FC A03 to include fees for late plan filings and for supplemental reviews of new technology applications and other applications requiring complex technical analyses.	3	Appendix A	A03	5/1/2019
HPD	Implements legislation regarding multiple dwelling owner's responsibilities with respect to indoor allergen hazards.	28	54	54-01 thru 54-05, Appendix A	12/17/2018
HPD	Implements legislation regarding providing stove knob covers to occupants of multiple dwelling units.	28	55	55-01, 55-02	11/15/2018
HPD	Establishes the Speculation Watch List which identifies sales transactions of rent regulated buildings that could indicate a greater potential for tenant harassment.	28	52	52-01, 52-02, 52-03	9/19/2018
HPD	Implements new legislation regarding Certifications of No Harassment.	28	53	53-01 thru 53-12	9/7/2018
HPD	Exempts land that contained motels or tourist cabins from the replacement ratio requirements for buildings receiving tax benefits under Real Property Tax Law Section 421-a(16).	28	51	51-01, 51-05	8/13/2018
HRA	Helps households in shelter relocate to housing with friends and family for up to one year while they search for permanent housing.	68	11	11-01 thru 11-07	10/16/2018
HRA	Establishes a new City rental assistance program entitled CITYFHEPS, which serves both families and individuals, replaces a number of other City rental assistance programs and aligns City rental assistance more closely with the Family Homelessness & Eviction Prevention Supplement (FHEPS) program.	68	10	10-01 thru 10-15	9/28/2018
HRA	Lowest the minimum age to obtain the IDNYC card from 14 to 10 years of age; and allows the program, in certain cases, to accept data and electronic versions of documents instead of physical copies of documents.	68	6	6-01 thru 6-07; 6-10 thru 6-12	7/2/2018
LPC	Adopts a comprehensive set of revisions to the LPC rules, including reorganization of existing rules and the addition of a penalty schedule.	63	2, 5, 7, 11	2-04; 2-11 thru 2-17; 2-19 thru 2-23; 2-31, 2-33, 2-34; 5-01 thru 5-04; 7-02 thru 7-06; 11-01 thru 11-06	12/20/2018
NYPD	Allows the holder of a premises license to transport a handgun listed on that license to certain additional locations under certain conditions.	38	5, 16	5-01, 5-22, 5-23, 16-02	6/21/2019
OATH	Incorporates the new requirements of LL 19 of 2019 concerning OATH Hearings Division adjudication of summonses issued by the TLC.	48	5	5.01a, 5.04, 5.05, 5.06	6/19/2019
OATH	Reflects a new community service option that will allow respondents to complete a one-or two-hour online community service course from any computer.	48	7	7-01, 7-02, 7-03, 7-05, 7-06, 7-07, 7-08	6/17/2019
OATH	Repeals the Sewer Control Penalty Schedule.	48	3	3-123	4/9/2019
OATH	Clarifies rules concerning review of appeals decision.	48	3	3-15, 3-16	3/7/2019
OATH	Repeals the Community Right-To-Know Penalty Schedule which contains penalties for summonses issued by the DEP for violations of Chapter 7 of Title 24 of the Administrative Code.	48	3	3-104	3/6/2019
OATH	Reflects the new monetary penalties for second and third violations of littering, sweep-out, throw-out, and spitting, as amended by Local Law 131 of 2018.	48	7	7-02	1/18/2019
OATH	Repeals the LPC Penalty Schedule from the OATH rules.	48	3	3-114	12/20/2018
OATH	Clarifies the rules concerning appellate procedures at OATH.	48	5, 6	5-04, 6-19	12/5/2018
OATH	Clarifies the adjournments rules.	48	6	6-14, 6-15	12/5/2018
OATH	Clarify the rules about appearing before the Tribunal.	48	6	6-09, 6-24	12/5/2018
OATH	Clarifies the rules concerning requests for new hearings after default.	48	6	6-21	12/5/2018
OATH	Repeals asbestos penalty schedule.	48	3	3-101	12/7/2018
OATH	Repeals Food Vendor Penalty Schedule and Health Code and Miscellaneous Food Vendor Violations Penalty Schedule rules.	48	3	3-107, 3-110, 3-112, 3-117	11/9/2018
OATH	Repeals the Public Wholesale Markets, Fulton Fish Market, and Other Public Markets Penalty Schedule rules.	48	3	3-108	10/17/2018
OATH	Repeals DCA General Vendor Penalty Schedule.	48	3	3-109	9/12/2018

Agency	Rule Summary	Title	Chapter	Section	Adoption Date
OATH	Changes the process by which a respondent may choose community service and request extensions to complete community service, and restructures the community service hour requirements.	48	7	7-02, 7-03, 7-05	9/4/2018
SBS	Continues the program that provides grants to companies that provide school bus transportation.	66	11	11-87 thru 11-92	11/21/2018
TLC	Exempts For-Hire-Vehicle Bases from the requirement to send 25% of their dispatched trips to wheelchair accessible vehicles if they opt to meet a response time target instead.	35	59	59B-17	10/12/2018
TLC	Clarifies the practice of summarily suspending a driver's license if the driver has failed to take or pass a drug test.	35	59, 68, 80	59A-04, 59A-07, 59B-18, 59-B25, 68-15, 68-16, 68-17, 80-14	10/12/2018

