

## OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS

100 CHURCH STREET, 12<sup>TH</sup> FLOOR, NEW YORK, NEW YORK 10007

## CRIMINAL JUSTICE REFORM ACT QUARTERLY REPORT VOL. 5, No. 3

**QUARTER ENDING DECEMBER 31, 2021** 

Joni Kletter

Commissioner Chief Administrative Law Judge

## Introduction

The Criminal Justice Reform Act (CJRA) of 2016 created a civil preference for certain low level offenses previously prosecuted in criminal court, with the dual goal of preserving public safety while reducing arrests and incarceration. The law provides that, for certain specified violations and pursuant to Department Guidance, police officers have the discretion to write summonses for civil adjudication rather than criminal prosecution. Thus, the civil preference means an increase in the number of civil adjudications of these offenses, which will be conducted at OATH. Effective June 13, 2017, the NYPD began issuing civil summonses returnable to OATH for violations of certain sections of the New York City Administrative Code, and Title 56 of the Rules of the City of New York (New York City Park Rules), as specified in the CJRA. Many of the Administrative Code violations, such as littering, public urination, and unreasonable noise, had previously been adjudicated at OATH. However, the CJRA created new civil violations for consumption of alcohol on streets (open container) and for spitting, and it reduced civil penalties for some violations already adjudicated at OATH. Importantly, the CJRA also created a community service option in lieu of the monetary civil penalty and created a category of dismissal in the interest of justice, which will be an option under specified circumstances.

As mandated by the CJRA, the Chief Administrative Law Judge is required to submit to the Mayor and City Council, no later than 20 days after the end of each quarter, and post to the Office of Administrative Trials and Hearings' website a report regarding adjudications for the specified violations set forth in the law. See Charter § 1049(6) (setting forth reporting requirement). In accordance with that requirement, this report contains the number and percentage of adjudications, in total and disaggregated by violation, in which:

- (a) the respondent appeared, in total and disaggregated by whether such appearance was made in person or by another method;
- (b) the respondent accepted the option to perform community service pursuant to subdivision 4 of this section, in total and disaggregated by whether such service was performed;
- (c) a pre-adjudication withdrawal was made by the agency;
- (d) a decision was rendered after a hearing;
- (e) a civil penalty was ordered, disaggregated by numerical ranges of penalty amounts;
- (f) the violation was dismissed;

<sup>&</sup>lt;sup>1</sup> On October 15, 2020, OATH announced that all civil summonses covered by the CJRA can be resolved by completing an online e-learning session rather than an in-person community service requirement. The online options are now available via the OATH website and can be completed from any computer with internet access. Accordingly, respondents are not required to travel and visit an OATH Hearings Division office location in order to fulfill the community service requirement during the COVID-19 public health emergency and beyond.

- (g) the violation was dismissed in the interest of justice pursuant to subdivision 5 of this section;
- (h) the respondent paid the civil penalties imposed, in whole or in part; and
- (i) a default judgment was ordered due to the respondent's failure to appear for a hearing.

The following Tables 1 - 8 present the data mandated by the CJRA. It should be noted that reporting requirements for subdivisions "f" (violations dismissed) and "g" (violations dismissed in the interest of justice) have been combined into one table (Table 6) as the number and percentage of violations dismissed in the interest of justice is presented as a subset of all dismissed violations.

OATH is uniquely qualified to conduct these adjudications and has worked diligently to implement the innovations set forth in the law, by promulgating a new community service rule; collaborating with the Center for Court Innovation to develop the community service program, which was completely in-sourced effective January 1, 2019; enlisting an independent neutral evaluator of the program; and training over 340 Hearing Officers in the provisions of the CJRA and the new OATH procedures resulting therefrom.

Summa	iry									
Period: October 1, 2021 thro	ugh Decemb	er 31, 2021	1						_	
	Paid Pri	or to Hearing	Appear	ed	l Default		Due-Process Review Defaulted Dismissals *		ew Total	
Specified Violation	Number	Percent	Number	Percent	Number	Percent	Number P	ercent	Number I	Percent
AA01 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	14	0.40%	5	0.14%	15	0.43%	24	0.69%	58	1.67%
AA02 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	16	0.46%	14	0.40%	62	1.79%	0	0.00%	92	2.65%
AA03 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	2	0.06%	10	0.29%	22	0.63%	1	0.03%	35	1.01%
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	109	3.14%	12	0.35%	79	2.28%	9	0.26%	209	6.03%
AA07 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	1	0.03%	3	0.09%	4	0.12%	0	0.00%	8	0.23%
AA09 - 56RCNY1-04(B)(3) - WALKING PERMITTING ANIMAL OR CHILD TO WALK IN FENCED AREA	1	0.03%	0	0.00%	0	0.00%	0	0.00%	1	0.03%
AA11 - 56RCNY1-04(C)(1) - LITTERING OR UNLAWFUL USE OF PARK WASTE RECEPTACLE	1	0.03%	0	0.00%	1	0.03%	0	0.00%	2	0.06%
AA14 - 56RCNY1-04(C)(4) - STORING LEAVING UNATTENDED PERSONAL BELONGINGS	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA15 - 56RCNY1-04(D) - POSSESSION OF GLASS CONTAINER	0	0.00%	0	0.00%	4	0.12%	0	0.00%	4	0.12%
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	55	1.59%	23	0.66%	99	2.85%	0	0.00%	177	5.10%
AA19 - 56RCNY1-04(J)(1),3-18(B) - FAILURE TO REMOVE CANINE WASTE	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA21 - 56RCNY1-04(K) - UNLAWFUL URINATION DEFECATION IN PARK	18	0.52%	1	0.03%	29	0.84%	1	0.03%	49	1.41%
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	15	0.43%	4	0.12%	15	0.43%	0	0.00%	34	0.98%
AA26 - 56RCNY1-04(R) - UNLAWFUL USE OF FOUNTAIN POOL WATER FOR PERSONAL ANIMAL HYGIENE	1	0.03%	1	0.03%	0	0.00%	0	0.00%	2	0.06%
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	25	0.72%	43	1.24%	161	4.64%	0	0.00%	229	6.60%
AA29 - 56RCNY1-05(C) - UNLAWFUL DISPLAY OF SIGNS	1	0.03%	0	0.00%	1	0.03%	0	0.00%	2	0.06%
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	3	0.09%	1	0.03%	3	0.09%	0	0.00%	7	0.20%
AA31 - 56RCNY1-05(D)(2) - OPERATING SOUND REPRODUCTION DEVICE WITHOUT REQUIRED PERMIT	3	0.09%	1	0.03%	4	0.12%	0	0.00%	8	0.23%
AA32 - 56RCNY1-05(D)(3) - PLAYING INSTRUMENT RADIO, ETC.DURING UNAUTHORIZED HOURS	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA35 - 56RCNY1-05(F)(1) - UNAUTHORIZED CONSUMPTION POSSESSION OF ALCOHOLIC BEVERAGE	47	1.36%	4	0.12%	84	2.42%	0	0.00%	135	3.89%
AA37 - 56RCNY1-05(H) - FAILURE TO COMPLY WITH FISHING RESTRICTIONS	2	0.06%	0	0.00%	0	0.00%	0	0.00%	2	0.06%
AA42 - 56RCNY1-05(M)(1) - FAILURE TO COMPLY WITH FIRE RESTRICTIONS	3	0.09%	1	0.03%	8	0.23%	0	0.00%	12	0.35%
AA47 - 56RCNY1-05(R)(1) - AREA USE RESTRICTIONSSPORTS IN UNAUTHORIZED AREA	1	0.03%	0	0.00%	0	0.00%	0	0.00%	1	0.03%
AA64 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMAL IN PARKSECOND OR SUBSEQUENT OFFENSE	1	0.03%	0	0.00%	2	0.06%	0	0.00%	3	0.09%
AA65 - 56RCNY1-03(C)(2) - FAILURE TO COMPLY WITH DIRECTIVES OF OTHER DEPARTMENT EMPLOYEE	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA66 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	2	0.06%	3	0.09%	1	0.03%	0	0.00%	6	0.17%
AA69 - 56RCNY1-04(F)(1) - POSSESSION OF A FIREARM PROPELLANT EXPLOSIVE ETC.	0	0.00%	1	0.03%	2	0.06%	0	0.00%	3	0.09%
AA72 - 56RCNY1-05(I)(1) - FAILURE OF A PEDICAB OR BIKE OPERATOR TO COMPLY WITH SIGN	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	16	0.46%	10	0.29%	22	0.63%	1	0.03%	49	1.41%
AA77 - 56RCNY1-04(L)(4) - DISORDERLY BEHAVIOR GAMBLING	1	0.03%	0	0.00%	0	0.00%	0	0.00%	1	0.03%
AA78 - 56RCNY1-04(L)(5)(I) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	10	0.29%	2	0.06%	19	0.55%	0	0.00%	31	0.89%
AA79 - 56RCNY1-04(L)(5)(II) - DISORDERLY BEHAVIOR RENDER PARK DANGEROUS	10	0.29%	0	0.00%	13	0.37%	0	0.00%	23	0.66%
AA81 - 56RCNY1-04(L)(7) - DISORDERLY BEHAVIOR SEXUAL ACTIVITY	2	0.06%	0	0.00%	0	0.00%	0	0.00%	2	0.06%
AA82 - 56RCNY1-04(L)(8) - DISORDERLY BEHAVIOR ENDANGER SAFETY OF OTHERS	1	0.03%	0	0.00%	5	0.14%	0	0.00%	6	0.17%
AA83 - 56RCNY1-04(L)(9) - DISORDERLY BEHAVIOR OPERATION OF BIKE, MOTOR VEHICLE, ETC. THAT ENDANGERS	1	0.03%	3	0.09%	10	0.29%	0	0.00%	14	0.40%
AA84 - 56RCNY1-04(N) - UNLAWFUL EXPOSURE	0	0.00%	O	0.00%	1	0.03%	0	0.00%	1	0.03%
AA86 - 56RCNY1-04(S)(2) - SOLICITING MONEY OR PROPERTY WITHOUT PERMIT	0	0.00%	0	0.00%	0		1	0.00%	0	0.00%

Summary										
Period: October 1, 2021 throug	h Decemb	er <b>31, 2021</b>					1		•	
							Due-Pro	cess Review		
	Paid Pri	or to Hearing	Appeare	ed	Defa	ulted	Disr	nissals * Tota		tal
Specified Violation	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
AA87 - 56RCNY1-05(A)(1) - UNPERMITTED EVENT THAT SIGNIFICANTLY INTERFERES WITH ORDINARY PARK USE	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AA88 - 56RCNY1-05(A)(3) - STRUCTURE STAND BOOTH ETC. WITHOUT PERMIT	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
AA89 - 56RCNY1-05(F)(2) - APPEARING IN PARK UNDER THE INFLUENCE OF ALCOHOL, ENDANGERING SELF	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
AA92 - 56RCNY1-05(K)(2) - GOING UPON A FROZEN LAKE OR POND WITHOUT AUTHORIZATION	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
AA93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK	15	0.43%	2	0.06%	37	1.07%	0	0.00%	54	1.56%
AA94 - 56RCNY1-05(R)(2) - AREA USE RESTRICTIONS UNAUTHORIZED TOY OR MODEL AVIATION, BOATING	0	0.00%	1	0.03%	0	0.00%	0	0.00%	1	0.03%
AA96 - 56RCNY1-05(R)(3)(II) - AREA USE RESTRICTIONS UNAUTHORIZED SKATING SKIING SKATEBOARDING SLEDD	0	0.00%	0	0.00%	2	0.06%	0	0.00%	2	0.06%
AAA5 - 56RCNY1-05(B)(1) - UNLAWFUL VENDING - SECOND OR SUBSEQUENT VIOLATION WITHIN ONE YEAR	0	0.00%	0	0.00%	6	0.17%	0	0.00%	6	0.17%
AAA6 - 56RCNY1-05(B)(2) - UNLAWFUL VENDING OF EXPRESSIVE MATTER IN VIOLATION OF DEPARTMENT RULES	1	0.03%	0	0.00%	2	0.06%	0	0.00%		0.09%
AN01 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	3	0.09%	6	0.17%	3	0.09%	11	0.32%	23	0.66%
AN04 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	4	0.12%	1	0.03%	1	0.03%	4	0.12%	10	0.29%
AN06 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM)3RD	0	0.00%	0	0.00%	1	0.03%	0	0.00%	1	0.03%
AS03 - 16-118(1)(A) - LITTERING 1ST OFFENSE	10	0.29%	1	0.03%	13	0.37%	7	0.20%	31	0.89%
AS05 - 16-118(1)(A) - THROW-OUT 1ST OFFENSE	1	0.03%	0	0.00%	0	0.00%	0	0.00%	1	0.03%
AS9H - 16-118(1)(B) - SPITTING	2	0.06%	0	0.00%	0	0.00%	0	0.00%	2	0.06%
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	88	2.54%	19	0.55%	71	2.05%	101	2.91%	279	8.04%
AX25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	865	24.94%	51	1.47%	315	9.08%	612	17.65%	1843	53.14%
Tota	1351	38.96%	223	6.43%	1123	32.38%	771	22.23%	3468	100.00%
* Summonses deemed to be defective upon due process review and dismissed										

Period: October 1, 2021 through Decen								_																																												
	Paid Be	Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Paid Before Hearing		Appeared at Hearing In- Person				Appeared at Hearing In- Person		Appeared at Hearing Remotely		Appeared at Hearing Remotely		• •		al
specified Violation	Number	Percent	Number	Percent	Number	Percent	Number	Percent																																												
NAO1 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	14	0.40%	0	0.00%	5	0.14%	19	0.55																																												
NAO2 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	16	0.46%	0	0.00%	14	0.40%	30	0.87																																												
AAO3 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	2	0.06%	1	0.03%	9	0.26%	12	0.35																																												
AAO4 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	109	3.14%	1	0.03%	11	0.32%	121	3.49																																												
NAO7 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	1	0.03%	0	0.00%	3	0.09%	4	0.12																																												
AAO9 - 56RCNY1-04(B)(3) - WALKING PERMITTING ANIMAL OR CHILD TO WALK IN FENCED AREA	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
NA11 - 56RCNY1-04(C)(1) - LITTERING OR UNLAWFUL USE OF PARK WASTE RECEPTACLE	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	55	1.59%	1	0.03%	22	0.63%	78	2.25																																												
NA21 - 56RCNY1-04(K) - UNLAWFUL URINATION DEFECATION IN PARK	18	0.52%	0	0.00%	1	0.03%	19	0.55																																												
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	15	0.43%	0	0.00%	4	0.12%	19	0.55																																												
NA26 - 56RCNY1-04(R) - UNLAWFUL USE OF FOUNTAIN POOL WATER FOR PERSONAL ANIMAL HYGIENE	1	0.03%	0	0.00%	1	0.03%	2	0.06																																												
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	25	0.72%	1	0.03%	42	1.21%	68	1.96																																												
AA29 - 56RCNY1-05(C) - UNLAWFUL DISPLAY OF SIGNS	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	3	0.09%	0	0.00%	1	0.03%	4	0.12																																												
NA31 - 56RCNY1-05(D)(2) - OPERATING SOUND REPRODUCTION DEVICE WITHOUT REQUIRED PERMIT	3	0.09%	0	0.00%	1	0.03%	4	0.12																																												
va35 - 56rcny1-05(F)(1) - Unauthorized consumption possession of Alcoholic Beverage	47	1.36%	0	0.00%	4	0.12%	51	1.47																																												
NA37 - 56RCNY1-05(H) - FAILURE TO COMPLY WITH FISHING RESTRICTIONS	2	0.06%	0	0.00%	0	0.00%	2	0.06																																												
AA42 - 56RCNY1-05(M)(1) - FAILURE TO COMPLY WITH FIRE RESTRICTIONS	3	0.09%	0	0.00%	1	0.03%	4	0.12																																												
NA47 - 56RCNY1-05(R)(1) - AREA USE RESTRICTIONSSPORTS IN UNAUTHORIZED AREA	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
NAG4 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMAL IN PARKSECOND OR SUBSEQUENT OFFENSE	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
NAG6 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	2	0.06%	0	0.00%	3	0.09%	5	0.14																																												
AA69 - 56RCNY1-04(F)(1) - POSSESSION OF A FIREARM PROPELLANT EXPLOSIVE ETC.	0	0.00%	0	0.00%	1	0.03%	1	0.03																																												
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	16	0.46%	0	0.00%	10	0.29%	26	0.75																																												
AA77 - 56RCNY1-04(L)(4) - DISORDERLY BEHAVIOR GAMBLING	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
AA78 - 56RCNY1-04(L)(5)(I) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	10	0.29%	0	0.00%	2	0.06%	12	0.35																																												
AA79 - 56RCNY1-04(L)(5)(II) - DISORDERLY BEHAVIOR RENDER PARK DANGEROUS	10	0.29%	0	0.00%	0	0.00%	10	0.29																																												
AA81 - 56RCNY1-04(L)(7) - DISORDERLY BEHAVIOR SEXUAL ACTIVITY	2	0.06%	0		0		2	0.06																																												
AA82 - 56RCNY1-04(L)(8) - DISORDERLY BEHAVIOR ENDANGER SAFETY OF OTHERS	1	0.03%	0	0.00%	0	0.00%	1	0.03																																												
va83 - 56rcny1-04(L)(9) - disorderly behavior operation of bike,motor vehicle,etc.that endangers	1	0.03%	0	0.00%	3		4	0.12																																												
va93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK	15	0.43%	0		2		17	0.49																																												
A94 - 56RCNY1-05(R)(2) - AREA USE RESTRICTIONS UNAUTHORIZED TOY OR MODEL AVIATION, BOATING	0		0		1		1	0.03																																												
vaa6 - 56RCNY1-05(B)(2) - UNLAWFUL VENDING OF EXPRESSIVE MATTER IN VIOLATION OF DEPARTMENT RULES	1	0.03%	0	0.00%	0		1	0.03																																												
N01 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	3	0.09%	0	0.00%	6		9	0.26																																												
NO4 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	4	0.12%	0	0.00%	1	0.03%	5	0.14																																												
SO3 - 16-118(1)(A) - LITTERING 1ST OFFENSE	10	0.29%	0		1		11	0.32																																												
S05 - 16-118(1)(A) - THROW-OUT 1ST OFFENSE	1	0.03%	0	0.007.1	0		1	0.03																																												
S9H - 16-118(1)(B) - SPITTING	2	0.06%	0	0.00%	0		2	0.06																																												
S9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	88	2.54%	1	0.03%	18		107	3.09																																												
X25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	865	24.94%			47	1.36%	916	26.4																																												
	otal 1351	38.96%	9	0.26%	214	6.17%	1574	45.39																																												

Table 2: Respondents who Accepted Community Service Option						
Period: October 1, 2021 through December 31, 2021						
	Accepted	Community	Comp	oleted		
	Se	rvice	Community Service			
Specified Violation	Number	Percent	Number	Percent		
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	2	0.90%	2	0.90%		
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	5	2.24%	6	2.69%		
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	4	1.79%	4	1.79%		
AA69 - 56RCNY1-04(F)(1) - POSSESSION OF A FIREARM PROPELLANT EXPLOSIVE ETC.	1	0.45%	1	0.45%		
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	0	0.00%	1	0.45%		
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	2	0.90%	2	0.90%		
Total	14	6.28%	16	7.17%		
		_				
The percent of accepted community service and completed community service is of the total number who appeared during the repo	orting period	l	Total=	223		

Table 3: Pre-Adjudication Withdrawal Made by Agency								
Period: October 1, 2021 through December 31, 2021								
Pre-Adjudication Withdrawal								
Specified Violation	Number	Percent						
	0	0.00%						
Total	0	0.00%						
The percent of pre-adjudication withdrawals is of the total number of CJRA hearings scheduled during the reporting period	Total=	3468						

Table 4: Decision Rendered After a Hearing		
Period: October 1, 2021 through December 31, 2021		
	Decision Ren After Hea	
Specified Violation	Number	Percent
AA01 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	5	0.14%
AA02 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	14	0.40%
AA03 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	10	0.29%
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	12	0.35%
AA07 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	3	0.09%
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	23	0.66%
AA21 - 56RCNY1-04(K) - UNLAWFUL URINATION DEFECATION IN PARK	1	0.03%
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	4	0.12%
AA26 - 56RCNY1-04(R) - UNLAWFUL USE OF FOUNTAIN POOL WATER FOR PERSONAL ANIMAL HYGIENE	1	0.03%
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	43	1.24%
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	1	0.03%
AA31 - 56RCNY1-05(D)(2) - OPERATING SOUND REPRODUCTION DEVICE WITHOUT REQUIRED PERMIT	1	0.03%
AA35 - 56RCNY1-05(F)(1) - UNAUTHORIZED CONSUMPTION POSSESSION OF ALCOHOLIC BEVERAGE	4	0.12%
AA42 - 56RCNY1-05(M)(1) - FAILURE TO COMPLY WITH FIRE RESTRICTIONS	1	0.03%
AA66 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	3	0.09%
AA69 - 56RCNY1-04(F)(1) - POSSESSION OF A FIREARM PROPELLANT EXPLOSIVE ETC.	1	0.03%
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	10	0.29%
AA78 - 56RCNY1-04(L)(5)(I) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	2	0.06%
AA83 - 56RCNY1-04(L)(9) - DISORDERLY BEHAVIOR OPERATION OF BIKE,MOTOR VEHICLE,ETC.THAT ENDANGERS	3	0.09%
AA93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK	2	0.06%
AA94 - 56RCNY1-05(R)(2) - AREA USE RESTRICTIONS UNAUTHORIZED TOY OR MODEL AVIATION, BOATING	1	0.03%
AN01 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	6	0.17%
AN04 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	1	0.03%
AS03 - 16-118(1)(A) - LITTERING 1ST OFFENSE	1	0.03%
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	19	0.55%
AX25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	51	1.47%
Total	223	6.43%
The percent of decicions randored after a hearing is of the total number of CIDA hearings scheduled during the reporting		
The percent of decisions rendered after a hearing is of the total number of CJRA hearings scheduled during the reporting period.	Total=	3468

Table 5: Civil Penalty Ordered										
Period: October 1, 2021 through Decem	Period: October 1, 2021 through December 31, 2021									
	Civil Penalty Ordered									
Penalty Amount Range	Number	Percent								
\$0	10	4.48%								
\$1 - \$75	73	32.74%								
\$76 - \$150	13	5.83%								
\$151 - \$300	28	12.56%								
\$301 - \$500	2	0.90%								
\$501 - \$700	0	0.00%								
\$701 - \$1,000	0	0.00%								
\$1000+	2	0.90%								
Total	128	57.40%								
The percent of civil penalties ordered is of the total number of CJRA decisions issued during the reporting period. A \$0 penalty indicates that community service has been completed and the imposed amount has been reduced to \$0.	Total=	223								

Table 6: Dismissed Violations				
Period: October 1, 2021 through December 31, 2021				
			Dismi	ssed in
	Dismi	Dismissed		of Justice
Specified Violation	Number	Percent	Number	Percent
AA01 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	2	0.90%	0	0.00%
AA02 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	8	3.59%	0	0.00%
AA03 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	7	3.14%	0	0.00%
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	3	1.35%	0	0.00%
AA07 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	2	0.90%	0	0.00%
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	8	3.59%	0	0.00%
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	3	1.35%	0	0.00%
AA26 - 56RCNY1-04(R) - UNLAWFUL USE OF FOUNTAIN POOL WATER FOR PERSONAL ANIMAL HYGIENE	1	0.45%	0	0.00%
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	17	7.62%	0	0.00%
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	1	0.45%	0	0.00%
AA35 - 56RCNY1-05(F)(1) - UNAUTHORIZED CONSUMPTION POSSESSION OF ALCOHOLIC BEVERAGE	2	0.90%	0	0.00%
AA66 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	1	0.45%	0	0.00%
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	6	2.69%	0	0.00%
AA78 - 56RCNY1-04(L)(5)(I) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	1	0.45%	0	0.00%
AA83 - 56RCNY1-04(L)(9) - DISORDERLY BEHAVIOR OPERATION OF BIKE,MOTOR VEHICLE,ETC.THAT ENDANGERS	2	0.90%	0	0.00%
AA93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK	1	0.45%	0	0.00%
AA94 - 56RCNY1-05(R)(2) - AREA USE RESTRICTIONS UNAUTHORIZED TOY OR MODEL AVIATION, BOATING	1	0.45%	0	0.00%
AN01 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	5	2.24%	0	0.00%
AN04 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	1	0.45%	0	0.00%
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	2	0.90%	0	0.00%
AX25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	21	9.42%	0	0.00%
Total	95	42.60%	0	0.00%
The percent of dismissed violations is of the total number of CJRA hearings during the reporting period.			Total=	223
NOTE: this <b>excludes</b> dismissals as the result of due process review.			i Otai–	223
The percent of violations dismissed in the interest of justice is of the total number of violations dismissed.			Total=	95

Table 7: Civil Penalties Paid						
Period: October 1, 2021 through December 31, 2021						
		aid In Full	Partial Paymen			
Specified Violation	Number		Number	Percen		
AAO1 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	24	0.92%	3	0.12		
AAO2 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	30	1.15%	0	0.00		
AA03 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	9	0.35%	1	0.049		
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	164	6.30%	1	0.049		
AA07 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	3	0.12%	0	0.009		
AA09 - 56RCNY1-04(B)(3) - WALKING PERMITTING ANIMAL OR CHILD TO WALK IN FENCED AREA	1	0.04%	0	0.009		
AA11 - 56RCNY1-04(C)(1) - LITTERING OR UNLAWFUL USE OF PARK WASTE RECEPTACLE	2	0.08%	0	0.009		
AA15 - 56RCNY1-04(D) - POSSESSION OF GLASS CONTAINER	1	0.04%	0	0.009		
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	103	3.96%	6	0.239		
AA19 - 56RCNY1-04(J)(1),3-18(B) - FAILURE TO REMOVE CANINE WASTE	2	0.08%	0	0.009		
AA21 - 56RCNY1-04(K) - UNLAWFUL URINATION DEFECATION IN PARK	25	0.96%	2	0.089		
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	24	0.92%	0	0.009		
AA25 - 56RCNY1-04(Q) - SPITTING ON PARK BUILDING MONUMENT STRUCTURE	1	0.04%	0	0.009		
AA26 - 56RCNY1-04(R) - UNLAWFUL USE OF FOUNTAIN POOL WATER FOR PERSONAL ANIMAL HYGIENE	1	0.04%	0	0.009		
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	95	3.65%	3	0.129		
AA29 - 56RCNY1-05(C) - UNLAWFUL DISPLAY OF SIGNS	1	0.04%	0	0.009		
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	6		0	0.009		
AA31 - 56RCNY1-05(D)(2) - OPERATING SOUND REPRODUCTION DEVICE WITHOUT REQUIRED PERMIT	5		0	0.009		
AA35 - 56RCNY1-05(F)(1) - UNAUTHORIZED CONSUMPTION POSSESSION OF ALCOHOLIC BEVERAGE	84	3.23%	0	0.009		
AA37 - 56RCNY1-05(H) - FAILURE TO COMPLY WITH FISHING RESTRICTIONS	2		0	0.009		
AA42 - 56RCNY1-05(M)(1) - FAILURE TO COMPLY WITH FIRE RESTRICTIONS	7		0	0.009		
AA47 - 56RCNY1-05(R)(1) - AREA USE RESTRICTIONSSPORTS IN UNAUTHORIZED AREA	1		0	0.009		
AA64 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMAL IN PARKSECOND OR SUBSEQUENT OFFENSE	1		0	0.009		
AA65 - 56RCNY1-03(C)(2) - FAILURE TO COMPLY WITH DIRECTIVES OF OTHER DEPARTMENT EMPLOYEE	1		0	0.009		
AA66 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	4		0	0.009		
AA72 - 56RCNY1-05(I)(1) - FAILURE OF A PEDICAB OR BIKE OPERATOR TO COMPLY WITH SIGN	2		0	0.009		
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	32	1.23%	1	0.049		
AA77 - 56RCNY1-04(L)(4) - DISORDERLY BEHAVIOR GAMBLING	1	0.04%	0	0.009		
AA78 - 56RCNY1-04(L)(5)(I) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	14		0	0.009		
AA79 - 56RCNY1-04(L)(5)(II) - DISORDERLY BEHAVIOR RENDER PARK DANGEROUS	15		0	0.009		
AAA1 - 56RCNY1-04(L)(7) - DISORDERLY BEHAVIOR SEXUAL ACTIVITY	2		0	0.009		
AA82 - 56RCNY1-04(L)(8) - DISORDERLY BEHAVIOR SEAUAL ACTIVITY  AA82 - 56RCNY1-04(L)(8) - DISORDERLY BEHAVIOR ENDANGER SAFETY OF OTHERS	2		0			
			0	0.009		
AA83 - 56RCNY1-04(L)(9) - DISORDERLY BEHAVIOR OPERATION OF BIKE,MOTOR VEHICLE,ETC.THAT ENDANGERS  AA84 - 56RCNY1-04(N) - UNLAWFUL EXPOSURE	0		1	0.009		
· ·	1					
AA92 - 56RCNY1-05(K)(2) - GOING UPON A FROZEN LAKE OR POND WITHOUT AUTHORIZATION	26		0	0.009		
AA93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK						
AA95 - 56RCNY1-05(R)(3)(I) - AREA USE RESTRICTIONS UNAUTHORIZED ENDANGER PERSON PROPERTY	1 5		0	0.009		
AAA5 - 56RCNY1-05(B)(1) - UNLAWFUL VENDING - SECOND OR SUBSEQUENT VIOLATION WITHIN ONE YEAR			0	0.009		
AAA6 - 56RCNY1-05(B)(2) - UNLAWFUL VENDING OF EXPRESSIVE MATTER IN VIOLATION OF DEPARTMENT RULES	1		0	0.009		
ANO1 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	7		0	0.009		
ANO4 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	5		0	0.009		
ASO3 - 16-118(1)(A) - LITTERING 1ST OFFENSE	37		0	0.009		
ASO4 - 16-118(1)(A) - SWEEP-OUT 1ST OFFENSE	4	0.0070	0	0.009		
ASO5 - 16-118(1)(A) - THROW-OUT 1ST OFFENSE	2		0	0.009		
AS9H - 16-118(1)(B) - SPITTING	2		0	0.00		
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	151	5.80%	6	0.23		
AX25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	1037	39.85%	24	0.92		
BN92 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	1		0	0.009		
Total	1952	75.02%	49	1.88		

Period: October 1, 2021 through December 31, 2021	T 5 ( 1)	/== ^\
a transfer		Judgment (FTA)
Specified Violation	Number	Percent
AA01 - 56RCNY1-03(A)(3) - UNAUTHORIZED PRESENCE IN PARK WHEN CLOSED TO PUBLIC	15	0.439
AA02 - 56RCNY1-03(B)(6) - FAILURE TO HAVE DISPLAY COMPLY WITH REQUIRED PERMIT	62	1.799
AA03 - 56RCNY1-03(C)(1) - FAILURE TO COMPLY WITH DIRECTIVES OF POLICE,PARK SUPERVISOR,LIFEGUARD	22	0.639
AA04 - 56RCNY1-03(C)(3) - FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	79	2.289
AA07 - 56RCNY1-04(B)(1)(III) - DESTRUCTION DEFACEMENT ABUSE OF PARK VEGETATION	4	0.129
AA11 - 56RCNY1-04(C)(1) - LITTERING OR UNLAWFUL USE OF PARK WASTE RECEPTACLE	1	0.039
AA14 - 56RCNY1-04(C)(4) - STORING LEAVING UNATTENDED PERSONAL BELONGINGS	1	0.039
AA15 - 56RCNY1-04(D) - POSSESSION OF GLASS CONTAINER	4	0.129
AA18 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMALS IN PARK	99	2.85%
AA19 - 56RCNY1-04(J)(1),3-18(B) - FAILURE TO REMOVE CANINE WASTE	1	0.03%
AA21 - 56RCNY1-04(K) - UNLAWFUL URINATION DEFECATION IN PARK	29	0.849
AA22 - 56RCNY1-04(I)(1) - DISORDERLY BEHAVIORUNAUTHORIZED ACCESS TRESPASS	15	0.43%
AA28 - 56RCNY1-05(B) - UNLAWFUL VENDING	161	4.64%
AA29 - 56RCNY1-05(C) - UNLAWFUL DISPLAY OF SIGNS	1	0.03%
AA30 - 56RCNY1-05(D)(1) - UNREASONABLE NOISE	3	0.09%
AA31 - 56RCNY1-05(D)(2) - OPERATING SOUND REPRODUCTION DEVICE WITHOUT REQUIRED PERMIT	4	0.129
AA32 - 56RCNY1-05(D)(3) - PLAYING INSTRUMENT RADIO, ETC.DURING UNAUTHORIZED HOURS	1	0.039
AA35 - 56RCNY1-05(F)(1) - UNAUTHORIZED CONSUMPTION POSSESSION OF ALCOHOLIC BEVERAGE	84	2.429
AA42 - 56RCNY1-05(M)(1) - FAILURE TO COMPLY WITH FIRE RESTRICTIONS	8	0.239
AA64 - 56RCNY1-04(I) - UNLEASHED UNCONTROLLED ANIMAL IN PARKSECOND OR SUBSEQUENT OFFENSE	2	0.06%
AA65 - 56RCNY1-03(C)(2) - FAILURE TO COMPLY WITH DIRECTIVES OF OTHER DEPARTMENT EMPLOYEE	1	0.039
AA66 - 56RCNY1-04(A)(1) - DESTRUCTION OR ABUSE OF DEPT. PROPERTY THAT CAUSES SIGNIFICANT DAMAGE	1	0.039
AA69 - 56RCNY1-04(F)(1) - POSSESSION OF A FIREARM PROPELLANT EXPLOSIVE ETC.	2	0.069
AA72 - 56RCNY1-05(I)(1) - FAILURE OF A PEDICAB OR BIKE OPERATOR TO COMPLY WITH SIGN	1	0.039
AA74 - 56RCNY1-05(I) - FAILURE TO COMPLY WITH BICYCLE RIDING AND OR PEDICAB RESTRICTIONS	22	0.639
AA78 - 56RCNY1-04(L)(5)(i) - DISORDERLY BEHAVIOR RENDER ROAD DANGEROUS	19	0.559
AA79 - 56RCNY1-04(L)(5)(II) - DISORDERLY BEHAVIOR RENDER PARK DANGEROUS	13	0.379
AA82 - 56RCNY1-04(L)(8) - DISORDERLY BEHAVIOR ENDANGER SAFETY OF OTHERS	5	0.149
AA83 - 56RCNY1-04(L)(9) - DISORDERLY BEHAVIOR OPERATION OF BIKE,MOTOR VEHICLE,ETC.THAT ENDANGERS	10	0.299
AA84 - 56RCNY1-04(N) - UNLAWFUL EXPOSURE	1	0.039
AA87 - 56RCNY1-05(A)(1) - UNPERMITTED EVENT THAT SIGNIFICANTLY INTERFERES WITH ORDINARY PARK USE	1	0.039
AA93 - 56RCNY1-05(N) - UNAUTHORIZED DRIVING PARKING AUTOMOTIVE WORK	37	1.07%
AAA5 - 56RCNY1-05(B)(1) - UNLAWFUL VENDING - SECOND OR SUBSEQUENT VIOLATION WITHIN ONE YEAR	6	0.179
AAA6 - 56RCNY1-05(B)(2) - UNLAWFUL VENDING OF EXPRESSIVE MATTER IN VIOLATION OF DEPARTMENT RULES	2	0.069
AN01 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (7AM TO 10PM) 1ST	3	0.099
AN04 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM) 1ST	1	0.039
AN06 - 24-218(A) - CAUSING OR PERMITTING UNREASONABLE NOISE (10PM TO 7AM)3RD	1	0.03%
AS03 - 16-118(1)(A) - LITTERING 1ST OFFENSE	13	0.379
AS9I - 16-118(6) - PUBLIC URINATION 1ST OFFENSE	71	2.059
AX25 - AC10-125 - OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS	315	9.089
Tota	1123	32.389
The percent of default judgments for failure to appear is of the total who paid before their CJRA hearing and CJRA hearings		
scheduled during the reporting period	Total=	3468
	. 5 . 5 .	00