



**ANDREW M. CUOMO**  
Governor

**LILY M. FAN**  
Commissioner

**VINCENT G. BRADLEY**  
Chairman

**GREELEY FORD**  
Commissioner

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ADVISORY #2021-5

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To: All licensees

Subject: Collection of Civil Penalties and Imposition of Alternate Penalties

At the March 24, 2020 Full Board meeting, the Members of the Authority directed the Secretary's Office to immediately: (1) delay, until May 23, 2020, issuing "Notices of Disposition" which include demand for payment for any matter where the Full Board imposed a civil penalty; and (2) refrain, until May 23, 2020, from imposing the alternate penalty in any matter where the licensee has failed to submit timely payment of the civil penalty.

Those directives have previously been extended by the Members of the Authority until February 28, 2021. By this Advisory, those directives are now extended until March 31, 2021. Secretary's Office will continue to issue suspension, cancellation and revocation orders, as well as make bond claims, directed by the Members of the Authority at Full Board Meetings.

As set forth in Advisory #2020-9, these directives shall not apply to any matter where an emergency summary order of suspension has been issued. In such matters: (1) the summary order shall remain in effect until such time as the civil penalty is paid; (2) upon the imposition of the civil penalty, Secretary's Office shall forthwith issue a "Notice of Disposition" demanding payment of the civil penalty; and (3) upon the failure of the licensee to submit timely payment of the civil penalty, the alternate penalty as provided for in the "Notice of Disposition" shall be imposed.

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This matter was heard and determined by the Members of the Authority at a Full Board meeting held on February 17, 2021 before Chairman Vincent Bradley, Commissioner Lily Fan and Commissioner Greeley Ford. The above written advisory was approved by the Members of the Authority on February 17, 2021.

Dated: 2/18/21

Thomas J. Donohue  
Secretary to the Authority