# CITY of ALBUQUERQUE
## TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-55 ENACTMENT NO. _____

SPONSORED BY: Pat Davis

RESOLUTION

Extending The Stay Of Enforcement Of The Albuquerque Tax Preparer And Consumer Rights Ordinance (Davis)

EXTENDING THE STAY OF ENFORCEMENT OF THE ALBUQUERQUE TAX PREPARER AND CONSUMER RIGHTS ORDINANCE.

WHEREAS, the City administration presented the Albuquerque Tax Preparer and Consumer Rights Ordinance (the "Ordinance") to the City Council in December of 2020, and it was enacted in February 2021 (Bill No. O-20-45, Enactment No. O-2021-003); and

WHEREAS, the City administration has requested amendments to the Ordinance as originally drafted and passed, and stakeholders have also engaged with the City Council to consider amendments to the Ordinance via bill O-21-77 to address certain deficiencies and ambiguities in the Ordinance as it was enacted; and

WHEREAS, O-21-77 was subsequently withdrawn to allow for continued discussion and consideration of necessary amendments to the Ordinance; and

WHEREAS, consumers and the impacted industry will be best served by a thoughtful and contemplative review process by the City Council to help ensure that the proposed updates to the Ordinance address and remedy the problems with the Ordinance in its existing form; and

WHEREAS, sufficient time should be taken to consider amendments to the Ordinance, to provide sufficient advanced notice of its effects, and to promote confidence amongst consumers and the impacted industry; and

WHEREAS, an updated version of the Albuquerque Tax Preparer and Consumer Rights

Ordinance is currently being drafted; and

WHEREAS, it is not in the best interest of the City to enforce the existing Ordinance during the ongoing tax season because of its need for updates and improvements; and

WHEREAS, on November 15, 2021 the Council issued a stay of enforcement of the Albuquerque Tax Preparer and Consumer Rights Ordinance via R-21-213; and

WHEREAS, the stay of enforcement should be continued as an updated version of the ordinance is being finalized.

BE IT RESOLVED BY THE COUNCIL THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE:

SECTION 1. Enforcement of the Albuquerque Tax Preparer and Consumer Rights Ordinance, ROA 1994 §§ 13-20-1-1 through 13-20-1-15, is stayed until December 31, 2022. No provisions of the Albuquerque Tax Preparer and Consumer Rights Ordinance will be enforced during this time.

SECTION 2. City Council anticipates that it will continue its consideration of amendments to the Albuquerque Tax Preparer and Consumer Rights Ordinance, and that the resulting amendments will become enforceable upon expiration of this stay of enforcement.

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