

STATE OF NEW YORK

S. 5053

A. 7054

2019-2020 Regular Sessions

SENATE - ASSEMBLY

April 4, 2019

IN SENATE -- Introduced by Sen. SANDERS -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development

IN ASSEMBLY -- Introduced by M. of A. FRONTUS -- Multi-Sponsored by -- M. of A. EPSTEIN, RICHARDSON, WALKER, WRIGHT -- read once and referred to the Committee on Housing

AN ACT to amend the public housing law, in relation to water contamination and air quality testing in New York city housing authority buildings

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The public housing law is amended by adding two new sections 402-e and 402-f to read as follows:

§ 402-e. Water contamination and air quality testing. 1. The New York city housing authority shall provide for annual water testing to monitor for lead or copper contamination in each building under the jurisdiction of the authority. The authority shall transmit a copy of such results to the commissioner of health. For purposes of this section, tap water shall be considered contaminated if such water exceeds the lead or copper action level based on first-draw tap samples as provided in rules and regulations of the department of health authorized under section two hundred one of the public health law.

2. The authority, in conjunction with the commissioner of health shall be required to conduct annual indoor air quality testing to monitor for air quality in each building under the jurisdiction of the authority. The authority shall transmit a copy of such results to the commissioner of health. The authority shall provide notice to all tenants where such air quality test results exceed department of health indoor air guidelines or the occupational safety and health administration.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD10903-01-9

1 3. The authority shall be civilly liable for actual damages of any
2 tenant, if it is determined that such tenant has suffered adverse health
3 conditions caused by the indoor air quality or water contamination of a
4 building under the jurisdiction of the authority.

5 § 402-f. Falsifying authority records notification. 1. The New York
6 city housing authority shall provide information to all employees that
7 any employee of the authority who falsifies records, including, but not
8 limited to: (a) providing inaccurate water contamination results or
9 indoor air quality reports; (b) falsifying any signature; or (c) making
10 a false entry in or falsely altering any record or other written instru-
11 ment filed with the authority shall be guilty of tampering with public
12 records in the second degree pursuant to section 175.20 of the penal
13 law.

14 2. The authority shall refer any case of an employee falsifying
15 records to local law enforcement.

16 § 2. This act shall take effect immediately.