

# STATE OF NEW YORK

8499

## IN ASSEMBLY

January 4, 2024

Introduced by M. of A. CLARK -- read once and referred to the Committee on Housing

AN ACT to amend the emergency tenant protection act of nineteen seventy-four, in relation to authorizing a civil penalty when owners refuse to participate in a vacancy survey or submits false vacancy information

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

Section 1. Subdivision e of section 3 of section 4 of chapter 576 of the laws of 1974, constituting the emergency tenant protection act of nineteen seventy-four, as added by a chapter of the laws of 2023, amending the emergency tenant protection act of nineteen seventy-four relating to studies to determine vacancy rates, as proposed in legislative bills numbers S. 1684-A and A. 6843-A, is amended to read as follows:

e. ~~[Refusal by an]~~ A municipality may impose a civil penalty or fee of up to five hundred dollars on an owner or their agent if the owner or their agent refuses to participate in such vacancy survey and cooperate with the municipality or a designee in such vacancy survey, or [submission of] submits knowingly and intentionally false vacancy information [may be deemed cause to deny a rental permit or certificate of occupancy for a housing accommodation. Such municipality may additionally impose a civil penalty or fee on such owner or their agent of up to one thousand dollars].

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2023, amending the emergency tenant protection act of nineteen seventy-four relating to studies to determine vacancy rates, as proposed in legislative bills numbers S. 1684-A and A. 6843-A, takes effect.

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

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