S T A T E O F N E W Y O R K

3963

2009-2010 Regular Sessions

I N S E N A T E

April 7, 2009

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

AN ACT to amend the administrative code of the city of New York and the emergency tenant protection act of nineteen seventy-four, in relation to registration of vacancies

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 26-517 of the administrative code of the city of New York is amended by adding a new subdivision e-1 to read as follows:

E-1. AN OWNER SHALL ALSO REPORT TO THE COMMISSIONER ANY HOUSING ACCOMMODATION SUBJECT TO THIS LAW OR TO THE LOCAL EMERGENCY HOUSING RENT CONTROL ACT WHICH HAS BEEN VACANT FOR MORE THAN SIXTY DAYS. SUCH REPORT SHALL BE FILED WITHIN SEVEN DAYS OF THE SIXTIETH DAY OF VACANCY. IF SUCH REPORT IS NOT SO FILED AND SUCH UNIT REMAINS VACANT, THE OWNER SHALL BE SUBJECT TO A CIVIL PENALTY OF ONE THOUSAND DOLLARS PER MONTH FOR SUCH UNREGISTERED PERIOD. UPON THE FILLING OF ANY SUCH SIXTY OR MORE DAY VACANCY, THE OWNER SHALL WITHIN SEVEN DAYS THEREAFTER NOTIFY THE COMMISSIONER THAT SUCH ACCOMMODATION IS NO LONGER VACANT.

S 2. Section 12-a of section 4 of chapter 576 of the laws of 1974, constituting the emergency tenant protection act of nineteen seventy-four is amended by adding a new subdivision e-1 to read as follows:

E-1. AN OWNER SHALL ALSO REPORT TO THE COMMISSIONER ANY HOUSING ACCOMMODATION SUBJECT TO THIS ACT OR TO THE EMERGENCY HOUSING RENT CONTROL LAW WHICH HAS BEEN VACANT FOR MORE THAN SIXTY DAYS. SUCH REPORT SHALL BE FILED WITHIN SEVEN DAYS OF THE SIXTIETH DAY OF VACANCY. IF SUCH REPORT IS NOT SO FILED AND SUCH UNIT REMAINS VACANT, THE OWNER SHALL BE SUBJECT TO A CIVIL PENALTY OF ONE THOUSAND DOLLARS PER MONTH FOR SUCH UNREGISTERED PERIOD. UPON THE FILLING OF ANY SUCH SIXTY OR MORE DAY VACANCY, THE OWNER SHALL WITHIN SEVEN DAYS THEREAFTER NOTIFY THE COMMISSIONER THAT SUCH ACCOMMODATION IS NO LONGER VACANT.

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

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S 3. This act shall take effect immediately provided that the amendment to section 26-517 of the rent stabilization law of nineteen hundred sixty-nine made by section one of this act shall expire on the same date as such law expires and shall not affect the expiration of such law as provided under section 26-520 of such law and that the amendment to section 12-a of the emergency tenant protection act of nineteen seventy-four made by section two of this act shall expire on the same date as such act expires and shall not affect the expiration of such act as provided in section 17 of chapter 576 of the laws of 1974, as amended.