

5698

2009-2010 Regular Sessions

I N A S S E M B L Y

February 17, 2009

Introduced by M. of A. V. LOPEZ, COOK, TOWNS, PERRY, GREENE, MILLMAN,
KAVANAGH -- Multi-Sponsored by -- M. of A. GLICK, ORTIZ -- read once
and referred to the Committee on Housing

AN ACT to amend the multiple dwelling law, in relation to the heating
requirements for tenants in multiple dwellings

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

1 Section 1. Subdivision 1 of section 79 of the multiple dwelling law,
2 as amended by chapter 225 of the laws of 1982, is amended to read as
3 follows:
4 1. Every multiple dwelling exceeding two stories in height and erected
5 after April eighteenth, nineteen hundred twenty-nine, and every garden-
6 type maisonette dwelling project erected after April eighteenth, nine-
7 teen hundred fifty-four, shall be provided with heat. On and after
8 November first, nineteen hundred fifty-nine, every multiple dwelling
9 shall be provided with heat or the equipment or facilities therefor.
10 During the months between October first and May thirty-first, such heat
11 and the equipment or facilities shall be sufficient to maintain the
12 minimum temperatures required by local law, ordinance, rule or regu-
13 lation, in all portions of the dwelling used or occupied for living
14 purposes provided, however, that such minimum temperatures shall be as
15 follows: (a) sixty-eight degrees Fahrenheit during the hours between
16 six o'clock in the morning and ten o'clock in the evening, whenever the
17 outdoor temperature falls below fifty-five degrees Fahrenheit, notwith-
18 standing the provisions of paragraph a of subdivision four of section
19 three of this chapter, and (b) at least [fifty-five] SIXTY degrees
20 Fahrenheit during the hours between ten o'clock in the evening and six
21 o'clock in the morning, whenever the outdoor temperature falls below
22 forty degrees Fahrenheit. Nothing in this section shall be deemed to
23 relieve any owner of the duty of providing centrally supplied or other
24 approved source of heat prior to November first, nineteen hundred

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

LBD08979-01-9

1 fifty-nine in any case where such heat is required by this chapter or
2 any other law, ordinance, rule or regulation to be supplied in a dwell-
3 ing prior to said date. The heating system in dwellings used for single
4 room occupancy shall be in conformity with the requirements of section
5 two hundred forty-eight OF THIS CHAPTER.

6 S 2. This act shall take effect on the first of October next succeed-
7 ing the date on which it shall have become a law.