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

833

2009-2010 Regular Sessions

I N S E N A T E

January 18, 2009

Introduced by Sen. KRUGER -- 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 private housing finance law, in relation to confidentiality of contents of applications for admission or reports for surcharge purposes

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

Section 1. The private housing finance law is amended by adding a new section 31-c to read as follows:

S 31-C. INCOME DATA; CONFIDENTIALITY REQUIREMENT; AND PENALTIES FOR VIOLATION. 1. EXCEPT IN ACCORDANCE WITH PROPER JUDICIAL ORDER, OR PROPER INTERGOVERNMENTAL USE, OR AS OTHERWISE PROVIDED BY LAW, IT SHALL BE UNLAWFUL FOR THE COMMISSIONER, THE SUPERVISING AGENCY AND HOUSING COMPANIES, AND THEIR OFFICERS AND AGENTS OR ANY PERSON WHO IS PERMITTED TO INSPECT ANY APPLICATION FOR ADMISSION OR INCOME REPORT SUBMITTED DURING OCCUPANCY FOR SURCHARGE PURPOSES, SUBMITTED IN ACCORDANCE WITH SECTION THIRTY-ONE OF THIS ARTICLE, TO DIVULGE OR MAKE KNOWN IN ANY MANNER THE CONTENTS OF SUCH APPLICATION OR REPORT.

2. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT THE PUBLICATION OF STATISTICS SO CLASSIFIED AS TO PREVENT THE IDENTIFICATION OF PARTICULAR APPLICATIONS OR REPORTS.

3. ANY VIOLATION OF THE PROVISIONS OF THIS SECTION SHALL BE PUNISHABLE BY A FINE NOT EXCEEDING TWO HUNDRED FIFTY DOLLARS.

S 2. This act shall take effect immediately.

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

LBD06296-02-9