

1305

2011-2012 Regular Sessions

I N S E N A T E

January 6, 2011

Introduced by Sen. DUANE -- 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 the definition of a tenant

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

1 Section 1. Subdivision m of section 26-403 of the administrative code
2 of the city of New York is amended to read as follows:
3 m. "Tenant." A tenant, subtenant, lessee, sublessee, or other person
4 entitled to the possession or to the use or occupancy of any housing
5 accommodation. THE TERM TENANT SHALL BE DEEMED TO INCLUDE A CHILD
6 (REGARDLESS OF AGE) WHO HAS RESIDED WITH HIS OR HER PARENT FOR TWO YEARS
7 OR MORE IN A HOUSING ACCOMMODATION SUBJECT TO THE PROVISIONS OF THIS
8 CHAPTER AND OF WHICH SUCH PARENT IS A TENANT.
9 S 2. The administrative code of the city of New York is amended by
10 adding a new section 26-504.4 to read as follows:
11 S 26-504.4 TENANT; DEFINITION. FOR THE PURPOSES OF THIS CHAPTER, THE
12 TERM TENANT SHALL BE DEEMED TO INCLUDE A CHILD (REGARDLESS OF AGE) WHO
13 HAS RESIDED WITH HIS OR HER PARENT FOR TWO YEARS OR MORE IN A HOUSING
14 ACCOMMODATION SUBJECT TO THE PROVISIONS OF THIS CHAPTER AND OF WHICH
15 SUCH PARENT IS A TENANT.
16 S 3. Section 4 of chapter 576 of the laws of 1974, constituting the
17 emergency tenant protection act of nineteen seventy-four, is amended by
18 adding a new section 15 to read as follows:
19 S 15. TENANT; DEFINITION. FOR THE PURPOSES OF THIS ACT, THE TERM
20 TENANT SHALL BE DEEMED TO INCLUDE A CHILD (REGARDLESS OF AGE) WHO HAS
21 RESIDED WITH HIS OR HER PARENT FOR TWO YEARS OR MORE IN A HOUSING ACCOM-
22 MODATION SUBJECT TO THE PROVISIONS OF THIS ACT AND OF WHICH SUCH PARENT
23 IS A TENANT.

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

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1 S 4. This act shall take effect immediately, provided that the amend-
2 ment to section 26-403 of the city rent and rehabilitation law made by
3 section one of this act shall remain in full force and effect only so
4 long as the public emergency requiring the regulation and control of
5 residential rents and evictions continues, as provided in subdivision 3
6 of section 1 of the local emergency housing rent control act and
7 provided further that section 26-504.4 of the rent stabilization law of
8 nineteen hundred sixty-nine, as added by section two of this act, shall
9 expire on the same date as such law expires and shall not affect the
10 expiration of such law as provided under section 26-520 of such law, as
11 amended, and provided further that section 15 of the emergency tenant
12 protection act of nineteen seventy-four, as added by section three of
13 this act shall expire on the same date as such act expires and shall not
14 affect the expiration of such act as provided in section 17 of chapter
15 576 of the laws of 1974, as amended.