

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

4320--A

2011-2012 Regular Sessions

I N S E N A T E

March 29, 2011

Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation -- committee discharged and said bill committed to the Committee on Housing, Construction and Community Development -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to establish a study committee on the housing aspect of tourism in the state of New York; and to amend chapter 225 of the laws of 2010, amending the multiple dwelling law and the administrative code of the city of New York relating to clarifying certain provisions relating to occupancy of class A multiple dwellings, in relation to postponing the effective date thereof

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

1 Section 1. The legislature finds and declares that tourism, including
2 tourism in the city of New York, is a vital and important part of the
3 economy of the state of New York creating thousand of jobs and producing
4 needed tax revenues both in sales tax receipts, occupancy taxes and
5 income tax revenue. It further finds and declares that an important part
6 of the tourism industry in the city of New York have been rooms and
7 affordable housing accommodations made available in mixed use buildings
8 serving as an alternative to higher end, more expensive hotels which
9 some tourists, such as students, simply cannot afford. Furthermore, the
10 legislature also finds and declares that unless alternative, affordable
11 rooms and affordable housing accommodations remain available, tourism
12 will decline, jobs will be lost and the state during a perilous fiscal
13 condition will lose revenue and jobs. The legislature finds and declares
14 that it is important to avoid any change in the current choice of accom-
15 modations available to visitors of our state until there is a thorough
16 economic impact study undertaken regarding the role of affordable tour-
17 ism units and the negative effect that the elimination of these units

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

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1 could have on the economy of the state of New York and the city of New
2 York.

3 S 2. There is hereby established a study committee on the housing
4 aspect of the tourism industry in the state of New York. Such committee
5 shall consist of 11 members, who shall serve without compensation. One
6 member shall be the chair of the senate committee on cultural affairs,
7 tourism, parks and recreation or his or her designee. One member shall
8 be the chair of the assembly committee on tourism, parks, arts and
9 sports development or his or her designee. Two members shall be
10 appointed by the temporary president of the senate at least one of whom
11 shall have substantial experience in the tourism industry or be a repre-
12 sentative of a tourism related organization. Two members shall be
13 appointed by the speaker of the assembly at least one of whom shall have
14 substantial experience in the tourism industry or be a representative of
15 a tourism related organization. One member shall be appointed by the
16 minority leader of the senate. One member shall be appointed by the
17 minority leader of the assembly. Two members shall be appointed by the
18 governor. The commissioner of economic development or his or her desig-
19 nee shall serve on the committee and act as the chair of the committee.

20 The committee shall issue a report to the governor, the speaker of the
21 assembly, the temporary president of the senate, the minority leader of
22 the assembly and the minority leader of the senate no later than October
23 1, 2012 on the role that affordable rooms and affordable housing accom-
24 modations play in the tourism industry in the state of New York, and the
25 potential economic impact that could result from the elimination or
26 substantial elimination of consumer choices in the market place.

27 The department of economic development shall make its staff and
28 resources available to the committee to compile the report as well as
29 the staff of the division of the budget. Legislative staff may also
30 assist in this effort to the extent as determined by the legislative
31 leaders.

32 S 3. Section 8 of chapter 225 of the laws of 2010 amending the multi-
33 ple dwelling law and the administrative code of the city of New York
34 relating to clarifying certain provisions relating to occupancy of class
35 A multiple dwellings, as amended by chapter 566 of the laws of 2010, is
36 amended to read as follows:

37 S 8. This act shall take effect [May 1, 2011] NOVEMBER 30, 2012 and
38 shall apply to all buildings in existence on such effective date and to
39 buildings constructed after such effective date except that prior to
40 such effective date an agency with the duty to enforce the provisions of
41 the multiple dwelling law may promulgate rules and regulations or take
42 other administrative actions to provide for the registration of dwelling
43 units in accordance with the provisions of subdivision 16 of section 67
44 and title 3 of article 4 of the multiple dwelling law, as added by
45 sections two and three of this act, respectively.

46 S 4. This act shall take effect immediately and shall be deemed to
47 have been in full force and effect on and after May 1, 2011.