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

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2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. ROSENTHAL, DINOWITZ, MAISEL, GOTTFRIED, JAFFEE, MILLMAN, ROBINSON, KELLNER, AUBRY, SCARBOROUGH, GIBSON, CASTRO -- Multi-Sponsored by -- M. of A. CRESPO, GLICK, JEFFRIES, PHEFFER, WRIGHT -- read once and referred to the Committee on Housing

AN ACT to amend the public housing law and the administrative code of the city of New York, in relation to penalties for non-compliance of division of housing and community renewal orders

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

Section 1. The public housing law is amended by adding a new section 14-a to read as follows:

S 14-A. PENALTIES FOR NON-COMPLIANCE. ANY LANDLORD OR OWNER OF A MULTIPLE DWELLING WHO FAILS TO COMPLY WITH ANY ORDER BY THE DIVISION OF HOUSING SHALL BE SUBJECT TO A FINE OF NOT MORE THAN FIVE THOUSAND DOLLARS FOR EACH INSTANCE OF NON-COMPLIANCE.

S 2. Title 26 of the administrative code of the city of New York is amended by adding a new chapter 1 to read as follows:

CHAPTER 1

MISCELLANEOUS

SECTION 26-101 PENALTIES FOR NON-COMPLIANCE.

S 26-101 PENALTIES FOR NON-COMPLIANCE. 1. ANY OWNER OF A DWELLING UNIT WHO FAILS TO COMPLY WITH ANY ORDER BY THE DIVISION OF HOUSING AND COMMUNITY RENEWAL SHALL BE SUBJECT TO A FINE OF NOT MORE THAN FIVE THOUSAND DOLLARS FOR EACH INSTANCE OF NON-COMPLIANCE.

2. FOR PURPOSES OF THIS SECTION:

(A) THE TERM "OWNER" SHALL MEAN AND INCLUDE THE OWNER OR OWNERS OF THE FREEHOLD OF THE PREMISES OR LESSER ESTATE THEREIN, A MORTGAGEE OR VENDEE IN POSSESSION, ASSIGNEE OF RENTS, RECEIVER, EXECUTOR, TRUSTEE, LESSEE, AGENT, OR ANY OTHER PERSON, FIRM OR CORPORATION, DIRECTLY OR INDIRECTLY IN CONTROL OF A DWELLING; AND

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

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(B) THE TERM "DWELLING UNIT" SHALL MEAN ANY RESIDENTIAL ACCOMMODATION IN A MULTIPLE DWELLING OR PRIVATE DWELLING.

S 3. This act shall take effect on the sixtieth day after it shall have become a law.