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

5928--A

Cal. No. 267

2015-2016 Regular Sessions

I N A S S E M B L Y

March 9, 2015

Introduced by M. of A. KAVANAGH, O'DONNELL, GLICK, ENGLEBRIGHT, HOOPER, GOTTFRIED, WRIGHT, WEPRIN, LINARES -- read once and referred to the Committee on Cities -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the general city law, in relation to electronic entry cards which register personal identifying information

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

Section 1. The general city law is amended by adding a new section 18-e to read as follows:

S 18-E. ELECTRONIC ENTRY CARDS OR DEVICES. AN ELECTRONIC ENTRY CARD OR DEVICE WHICH CONTAINS, REGISTERS OR RECORDS PERSONAL IDENTIFYING INFORMATION SHALL NOT BE REQUIRED AS A MECHANISM FOR A RESIDENT OR RESIDENT'S GUEST TO ENTER OR EXIT A RESIDENTIAL BUILDING OR APARTMENT UNLESS SUCH RESIDENT AFFIRMATIVELY CONSENTS IN WRITING TO USE OF SUCH CARD OR DEVICE. SUCH CONSENT SHALL NOT BE A TERM OR CONDITION OF A LEASE AND SHALL NOT BE VALID UNLESS SUCH RESIDENT IS NOTIFIED IN WRITING THAT SUCH CONSENT IS ENTIRELY OPTIONAL AND IS NOT REQUIRED FOR OCCUPANCY. A RESIDENT'S WITHHOLDING OF SUCH CONSENT SHALL NOT HAVE ANY EFFECT WHATSOEVER ON THE TERMS AND CONDITIONS OF THE RESIDENT'S OCCUPANCY. FOR THE PURPOSES OF THIS SECTION, PERSONAL IDENTIFYING INFORMATION SHALL INCLUDE, BUT NOT BE LIMITED TO, A PHOTOGRAPH, NAME, ADDRESS, UNIT OR APARTMENT NUMBER, AND TIME OF ENTRANCE OR EXIT, AND A RESIDENTIAL BUILDING SHALL MEAN AN APARTMENT HOUSE.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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