

STATE OF NEW YORK

1256

2019-2020 Regular Sessions

IN SENATE

January 11, 2019

Introduced by Sens. PARKER, PERSAUD -- read twice and ordered printed,
and when printed to be committed to the Committee on Judiciary

AN ACT to amend the real property law, in relation to designating
certain zip codes as cease and desist zones and establishing an affir-
mative defense to violations of nonsolicitation orders and cease and
desist zones

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. The real property law is amended by adding a new section
2 442-hh to read as follows:

3 § 442-hh. Designating certain zip codes as cease and desist zones.
4 Notwithstanding any other law, rule or regulation to the contrary, the
5 following zip codes shall be included on the cease and desist list
6 compiled by the secretary of state pursuant to section four hundred
7 forty-two-h of this article: 11203, 11210, 11212, 11215, 11217, 11218,
8 11219, 11225, 11226, 11230, 11232, 11234, 11236 and 11238.

9 § 2. Section 442-h of the real property law is amended by adding a new
10 subdivision 4 to read as follows:

11 4. In any action alleging a violation of this section, it shall be an
12 affirmative defense that the owner of residential real property included
13 in a nonsolicitation order or cease and desist zone publicized that such
14 property was for sale through means including but not limited to adver-
15 tisements or real estate listings.

16 § 3. This act shall take effect on the thirtieth day after it shall
17 have become a law and shall apply to all nonsolicitation orders issued
18 on and after such effective date.

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

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