

# STATE OF NEW YORK

7731

## IN SENATE

January 7, 2022

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the real property law, in relation to the fee paid for issuing or reissuing a real estate broker or salesmen license; and to amend a chapter of the laws of 2021 amending the real property law relating to adding a surcharge to the fee paid for issuing or reissuing a real estate broker or salesmen license, as proposed in legislative bills numbers S. 2133-A and A. 5363, in relation to the effectiveness thereof

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

1 Section 1. Subdivision 1 of section 441-b of the real property law, as  
2 amended by a chapter of the laws of 2021 amending the real property law  
3 relating to adding a surcharge to the fee paid for issuing or reissuing  
4 a real estate broker or salesmen license, as proposed in legislative  
5 bills numbers S. 2133-A and A. 5363, is amended to read as follows:

6 1. The fee for a license issued or reissued under the provisions of  
7 this article entitling a person, co-partnership, limited liability  
8 company or corporation to act as a real estate broker shall be one  
9 hundred fifty-five dollars plus an additional thirty dollar surcharge.

10 Such surcharge shall be collected by the department of state and [~~paya-~~  
11 ~~ble to the office of the attorney general~~] deposited into the anti-dis-  
12 crimination in housing fund established pursuant to section eighty-a of  
13 the state finance law to be used for statewide fair housing testing

14 efforts. The fee for a license issued or reissued under the provisions  
15 of this article entitling a person to act as a real estate salesman  
16 shall be fifty-five dollars plus an additional ten dollar surcharge.

17 Such surcharge shall be collected by the department of state and [~~paya-~~  
18 ~~ble to the office of the attorney general~~] deposited into the anti-dis-  
19 crimination in housing fund established pursuant to section eighty-a of  
20 the state finance law to be used for statewide fair housing testing

21 efforts. Notwithstanding the provisions of subdivision seven of section  
22 four hundred forty-one-a of this article, after January first, nineteen  
23 hundred eighty-six, the secretary of state shall assign staggered expi-

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

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1 ration dates for outstanding licenses that have been previously renewed  
2 on October thirty-first of each year from the assigned date unless  
3 renewed. If the assigned date results in a term that exceeds twenty-four  
4 months, the applicant shall pay an additional prorated adjustment  
5 together with the regular renewal fee. The secretary of state shall  
6 assign dates to existing licenses in a manner which shall result in a  
7 term of not less than two years.

8 § 2. Section 2 of a chapter of the laws of 2021 amending the real  
9 property law relating to adding a surcharge to the fee paid for issuing  
10 or reissuing a real estate broker or salesmen license, as proposed in  
11 legislative bills numbers S. 2133-A and A. 5363, is amended to read as  
12 follows:

13 § 2. This act shall take effect [~~immediately~~] on the thirtieth day  
14 after it shall have become law.

15 § 3. This act shall take effect immediately; provided, however, that  
16 section one of this act shall take effect on the same date and in the  
17 same manner as a chapter of the laws of 2021 amending the real property  
18 law relating to adding a surcharge to the fee paid for issuing or reis-  
19 suing a real estate broker or salesmen license, as proposed in legisla-  
20 tive bills numbers S. 2133-A and A. 5363, takes effect.