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:

Section 1. Subdivision 1 of section 441-b of the real property law, as amended by 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, is amended to read as follows:

1. The fee for a license issued or reissued under the provisions of this article entitling a person, co-partnership, limited liability company or corporation to act as a real estate broker shall be one hundred fifty-five dollars plus an additional thirty dollar surcharge. Such surcharge shall be collected by the department of state and [~~payable to the office of the attorney general~~] **deposited into the anti-discrimination in housing fund established pursuant to section eighty-a of the state finance law** to be used for statewide fair housing testing efforts. The fee for a license issued or reissued under the provisions of this article entitling a person to act as a real estate salesman shall be fifty-five dollars plus an additional ten dollar surcharge. Such surcharge shall be collected by the department of state and [~~payable to the office of the attorney general~~] **deposited into the anti-discrimination in housing fund established pursuant to section eighty-a of the state finance law** to be used for statewide fair housing testing efforts. Notwithstanding the provisions of subdivision seven of section four hundred forty-one-a of this article, after January first, nineteen 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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ration dates for outstanding licenses that have been previously renewed on October thirty-first of each year from the assigned date unless renewed. If the assigned date results in a term that exceeds twenty-four months, the applicant shall pay an additional prorated adjustment together with the regular renewal fee. The secretary of state shall assign dates to existing licenses in a manner which shall result in a term of not less than two years.

§ 2. Section 2 of 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, is amended to read as follows:

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

§ 3. This act shall take effect immediately; provided, however, that section one of this act shall take effect on the same date and in the same manner as 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, takes effect.