STATE OF NEW YORK

8848

IN ASSEMBLY

January 18, 2022

Introduced by M. of A. CRUZ -- read once and referred to the Committee on Judiciary

AN ACT to amend the real property law, in relation to increasing required training for real estate brokers and real estate salespeople to prevent discrimination; and to amend a chapter of the laws of 2021 amending the real property law relating to increasing required training for real estate brokers and real estate salespeople to prevent discrimination, as proposed in legislative bills numbers A. 5359 and S. 2132-B, relating to the effectiveness thereof

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

Section 1. Subparagraph (ii) of paragraph (c) of subdivision 3 of section 441 of the real property law, as amended by a chapter of the laws of 2021 amending the real property law relating to increasing required training for real estate brokers and real estate salespeople to prevent discrimination, as proposed in legislative bills numbers A. 5359 and S. 2132-B, is amended to read as follows:

(ii) The secretary of state shall require approved faculty to sign **and affirm, under penalty of perjury,** a document [~~under oath~~], approved by and submitted **electronically** to the department of state, attesting to compliance with all applicable statutory and regulatory requirements pertaining to the instruction of the established curriculum. The secretary of state shall promulgate penalties for faculty that fail to meet the obligations required under this section and department of state regulations including, but not limited to, the temporary suspension of their instructor certificate for the first such failure and the revocation of their instructor certificate for any subsequent failure.

§ 2. Section 5 of a chapter of the laws of 2021 amending the real property law relating to increasing required training for real estate brokers and real estate salespeople to prevent discrimination, as proposed in legislative bills numbers A. 5359 and S. 2132-B, is amended to read as follows:

§ 5. This act shall take effect [~~on the first of July next succeeding the date on which~~] **one year 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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§ 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 increasing required training for real estate brokers and real estate salespeople to prevent discrimination, as proposed in legislative bills numbers A. 5359 and S. 2132-B, takes effect.