

# 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:

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

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

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

22 § 5. This act shall take effect [~~on the first of July next succeeding~~  
23 ~~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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1     § 3. This act shall take effect immediately; provided, however, that  
2 section one of this act shall take effect on the same date and in the  
3 same manner as a chapter of the laws of 2021 amending the real property  
4 law relating to increasing required training for real estate brokers and  
5 real estate salespeople to prevent discrimination, as proposed in legis-  
6 lative bills numbers A. 5359 and S. 2132-B, takes effect.