

STATE OF NEW YORK

3984

2023-2024 Regular Sessions

IN ASSEMBLY

February 8, 2023

Introduced by M. of A. L. ROSENTHAL, DINOWITZ, HEVESI, GLICK, COLTON --
read once and referred to the Committee on Housing

AN ACT to amend the executive law, in relation to a tenant blacklist

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

1 Section 1. Subdivision 2 of section 296 of the executive law is
2 amended by adding a new paragraph (a-1) to read as follows:

3 (a-1) It shall be an unlawful discriminatory practice for the owner,
4 lessee, sublessee, assignee, or managing agent of publicly-assisted
5 housing accommodations or other person having the right of ownership or
6 possession of or the right to rent or lease such accommodations to
7 refuse to sell, rent or lease or otherwise deny or to withhold from any
8 person or group of persons such a housing accommodation on the basis
9 that such person or group of persons were involved in past, ongoing or
10 current landlord-tenant action or summary proceeding emanating from
11 article seven of the real property law, except where the tenant or group
12 of tenants have not satisfied the order.

13 § 2. Subdivision 3-b of section 296 of the executive law, as separate-
14 ly amended by chapters 202 and 748 of the laws of 2022, is amended to
15 read as follows:

16 3-b. It shall be an unlawful discriminatory practice for any real
17 estate broker, real estate salesperson or employee or agent thereof or
18 any other individual, corporation, partnership or organization for the
19 purpose of inducing a real estate transaction from which any such person
20 or any of its stockholders or members may benefit financially, to repre-
21 sent that a change has occurred or will or may occur in the composition
22 with respect to race, creed, color, national origin, citizenship or
23 immigration status, sexual orientation, gender identity or expression,
24 military status, sex, disability, past, ongoing or current landlord-
25 tenant action or summary proceeding emanating from article seven of the
26 real property law, marital status, status as a victim of domestic

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

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1 violence, or familial status of the owners or occupants in the block,
2 neighborhood or area in which the real property is located, and to
3 represent, directly or indirectly, that this change will or may result
4 in undesirable consequences in the block, neighborhood or area in which
5 the real property is located, including but not limited to the lowering
6 of property values, an increase in criminal or anti-social behavior, or
7 a decline in the quality of schools or other facilities.

8 § 3. Paragraph (a) of subdivision 5 of section 296 of the executive
9 law is amended by adding a new subparagraph 1-a to read as follows:

10 (1-a) It shall be an unlawful discriminatory practice for the owner,
11 lessee, sublessee, assignee, or managing agent of, or any other person
12 having the right to sell, rent or lease a housing accommodation,
13 constructed or to be constructed, or any agent or employee thereof, to
14 refuse to sell, rent or lease or otherwise deny or to withhold from any
15 person or group of persons such a housing accommodation on the basis
16 that such person or group of persons were involved in past, ongoing or
17 current landlord-tenant action or summary proceeding emanating from
18 article seven of the real property law, except where the tenant or
19 group of tenants have not satisfied the order.

20 § 4. This act shall take effect immediately.