STATE OF NEW YORK

8499

IN ASSEMBLY

January 4, 2024

Introduced by M. of A. CLARK -- read once and referred to the Committee on Housing

AN ACT to amend the emergency tenant protection act of nineteen seventy-four, in relation to authorizing a civil penalty when owners refuse to participate in a vacancy survey or submits false vacancy information

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

Section 1. Subdivision e of section 3 of section 4 of chapter 576 of the laws of 1974, constituting the emergency tenant protection act of nineteen seventy-four, as added by a chapter of the laws of 2023, amending the emergency tenant protection act of nineteen seventy-four relating to studies to determine vacancy rates, as proposed in legislative bills numbers S. 1684-A and A. 6843-A, is amended to read as follows:

e. [~~Refusal by an~~] **A municipality may impose a civil penalty or fee of up to five hundred dollars on an owner or their agent if the** owner or their agent **refuses** to participate in such vacancy survey and cooperate with the municipality or a designee in such vacancy survey, or [~~submission of~~] **submits** knowingly and intentionally false vacancy information [~~may be deemed cause to deny a rental permit or certificate of occupancy for a housing accommodation. Such municipality may additionally impose a civil penalty or fee on such owner or their agent of up to one thousand dollars~~].

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2023, amending the emergency tenant protection act of nineteen seventy-four relating to studies to determine vacancy rates, as proposed in legislative bills numbers S. 1684-A and A. 6843-A, takes effect.

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

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