

# STATE OF NEW YORK

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6321

2023-2024 Regular Sessions

## IN SENATE

April 13, 2023

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Introduced by Sen. MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the executive law, in relation to enacting the "vicarious liability for housing discrimination act of 2023"

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "vicarious liability for housing discrimination act of 2023".

3 § 2. Section 296 of the executive law is amended by adding a new  
4 subdivision 23 to read as follows:

5 23. For purposes of establishing liability for an unlawful discrimina-  
6 tory practice related to the sale, rental, or lease of a private or  
7 publicly-assisted housing accommodation, any person shall be vicariously  
8 liable for a discriminatory practice by such person's agent or employee,  
9 regardless of whether such person encouraged, condoned, approved of, or  
10 knew or should have known of the conduct that resulted in a discrimina-  
11 tory practice, consistent with agency law.

12 § 3. This act shall take effect immediately.

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

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