

# STATE OF NEW YORK

6539

2023-2024 Regular Sessions

## IN SENATE

April 26, 2023

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the real property law, in relation to the installation of appliances or fixtures by tenants

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

1 Section 1. The real property law is amended by adding a new section  
2 226-aa to read as follows:

3 § 226-aa. Installation of appliances or fixtures by tenant. 1. No  
4 landlord shall restrict the installation of appliances or fixtures by a  
5 residential tenant, so long as the appliances or fixtures are in compli-  
6 ance with applicable building codes or other provisions of law and  
7 further provided the residential tenant has sought in writing and  
8 obtained written consent from the landlord for such installation. The  
9 landlord shall respond in writing to a residential tenant's request for  
10 such residential tenant to install appliances or fixtures within thirty  
11 days of such request. Any denial of a residential tenant's request to  
12 install appliances or fixtures shall include the specific reason for  
13 such denial and reference the specific applicable building codes or  
14 other provisions of law with which such installation is not in compli-  
15 ance.

16 2. Nothing in this section shall require a landlord to alter the  
17 unit's utilities for the installation of any appliances or fixtures by  
18 the residential tenant.

19 3. The imposition of any surcharge for the installation or use of a  
20 residential tenant-installed appliance or fixture is prohibited where  
21 the residential tenant pays for the applicable utility service directly  
22 to the provider.

23 § 2. 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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