

## CHAPTER TEXT:

LAWS OF NEW YORK, 2007

### CHAPTER 542

AN ACT to amend the administrative code of the city of New York and the education law, in relation to filings by persons who have negligently or knowingly made false statements in documents submitted to the department of buildings of the city of New York and filings architects or professional engineers whose licenses have been revoked or suspended or who have been placed on probation

Became a law August 15, 2007, with the approval of the Governor.  
Passed by a majority vote, three-fifths being present.

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

Section 1. Subdivision c of section 26-124 of the administrative code of the city of New York is relettered subdivision d and a new subdivision c is added to read as follows:

c. In addition to any other penalty provided by law, the commissioner may refuse to accept any application or other document submitted pursuant to or in satisfaction of any requirement of this chapter or of chapter one of title twenty-seven of this code or any rule or regulation of any agency promulgated thereunder that bears the signature of any person who has been found, after a hearing at the office of administrative trials and hearings pursuant to the department's rules, to have knowingly or negligently made a false statement or to have knowingly or negligently falsified or allowed to be falsified any certificate, form, signed statement, application, report or certification of the correction of a violation required under the provisions of this chapter or of chapter one of title twenty-seven of this code or any rule or regulation of any agency promulgated thereunder.

§ 2. Subdivision 4 of section 6507 of the education law is amended by adding a new paragraph e-1 to read as follows:

e-1. Compile and make available to the New York city department of buildings in electronic form: (i) a list of all architects and professional engineers currently licensed by and registered with the department; (ii) a list of all architects and professional engineers who currently hold limited permits issued by the department, together with the conditions and limitations applicable to each such limited permit; and (iii) a list of all architects and professional engineers whose licenses have been revoked or suspended by the board of regents of the state of New York or who are currently on probation, together with the date of revocation or the date and duration of suspension or probation, as applicable. The New York city department of buildings

shall not accept plans or other documents submitted in connection with applications for work permits under articles ten through seventeen of subchapter one of chapter one of title twenty-seven of the administrative code of the city of New York by any person representing that he or she is an architect or professional engineer without verifying, by means of such lists, that such person meets the qualifications established by law to practice as an architect or professional engineer in New York state.

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

§ 3. Subdivision (d) of section 27-140.1 of the administrative code of the city of New York is relettered subdivision (e) and a new subdivision (d) is added to read as follows:

(d) The department shall not accept plans or other documents submitted in connection with applications for work permits under articles ten through seventeen of this subchapter by any person representing that he or she is an architect or professional engineer without verifying, by means of lists compiled and made available by the New York state department of education pursuant to paragraph e-1 of subdivision four of section sixty-five hundred seven of the education law, that such person meets the qualifications established by law to practice as an architect or professional engineer in New York state.

§ 4. Nothing set forth in this act shall be construed to limit the power of the New York city commissioner of buildings to adopt rules, consistent with state and local law, that set forth additional grounds for limitation of the filing privileges of or otherwise sanctioning architects and professional engineers who have been determined after a hearing to have knowingly or negligently submitted applications, plans or other documents to the New York city department of buildings that contained false information or were not in compliance with all applicable provisions of law or who have otherwise demonstrated incompetence or a lack of knowledge of applicable law or standards.

§ 5. This act shall take effect immediately.

The Legislature of the STATE OF NEW YORK **ss:**

Pursuant to the authority vested in us by section 70-b of the Public Officers Law, we hereby jointly certify that this slip copy of this session law was printed under our direction and, in accordance with such section, is entitled to be read into evidence.

JOSEPH L. BRUNO  
Temporary President of the Senate

SHELDON SILVER  
Speaker of the Assembly