

**CITY OF NEW YORK
DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT**

Notice of Adoption

Notice of Adoption of rules relating to bedbug reports by owners.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Commissioner of the Department of Housing Preservation and Development by sections 1043 and 1802 of the New York City Charter and section 27-2018.2 of the New York City Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department promulgates a new Chapter 59 of Title 28 of the Rules of the City of New York.

This rule was proposed and published in the City Record on June 15, 2022. A public hearing was held on July 19, 2022. The Department of Housing Preservation and Development received and reviewed comments submitted.

Statement of Basis and Purpose

Administrative Code section 27-2018.2 provides that owners of multiple dwellings annually report to the Department of Housing Preservation and Development (HPD) information regarding bedbug infestations and compliance with tenant notification requirements. Section 27-2018.2 specifically requires that such reporting be made on an electronic form established by HPD. The agency must provide the bedbug report information publicly pursuant to section 27-2018.2(f).

Based on public feedback, HPD made a paper form available for property owners who are not able to file electronically due to lack of email or access to a computer. HPD is adopting rules that will clarify that only non-corporate owners, who generally own smaller buildings and may have less available resources for electronic submission, may submit paper reports, as well as clarifying that submission of paper bedbug reports by corporate owners will be rejected and the submission will be deemed noncompliant. Corporate owners, including corporations, LLCs, condominium corporations, cooperatives, and other corporate ownership types must use the electronic form as stated in section 27-2018.2.

This adopted rule will make it easier for smaller property owners to file the required bedbug reports while ensuring that corporate property owners continue to meet the electronic filing requirements. Section 59-01(a) reiterates the reporting requirements created by Administrative Code section 27-2018.2 to provide context for the rule. However, these requirements are clearly established in the Administrative Code and therefore were in effect prior to this rulemaking.

New material is underlined

Section one. A new chapter 59 is added to Title 28 of the rules of the city of New York to read as follows:

**CHAPTER 59
BEDBUG INFESTATION**

§59-01. Submission of Bedbug Reports by Owners.

(a) An owner of a multiple dwelling is required to submit a report to the Department annually. Such report must include information regarding bedbug infestations in dwelling units during the previous year and compliance with tenant notification requirements, as provided in section 27-2018.2 of the New York city administrative code. Such report must be submitted on the electronic form provided by the Department on its website, provided, however, that owners of multiple dwellings who are registered pursuant to section 27-2098 as an individual or joint owner or other non-corporate form, may file such report on a paper form as approved by the Department if they are unable to use an electronic format for such submission because they do not have email or computer access. Owners who are registered in corporate form, including, but not limited to limited liability corporations, condominium corporations, cooperatives, and other corporate ownership types will continue to be required to submit annual bedbug reports in electronic format.

(b) Except as otherwise provided in subdivision a of this section, a report required to be submitted by an owner pursuant to section 27-2018.2 in electronic format that is submitted on a paper form, will be considered noncompliant with such section, and will be rejected by the Department.