

4059

2013-2014 Regular Sessions

I N   S E N A T E

March 6, 2013

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

AN ACT to amend the executive law and the education law, in relation to requiring carbon monoxide detectors in all SUNY dormitories

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 5-a of section 378 of the executive law, as  
2 amended by chapter 367 of the laws of 2009, is amended to read as  
3 follows:  
4     5-a. Standards for installation of carbon monoxide detectors requiring  
5 that every one or two-family dwelling, or any dwelling accommodation  
6 located in a building owned as a condominium or cooperative in the state  
7 or any multiple dwellings shall have installed an operable carbon monox-  
8 ide detector of such manufacture, design and installation standards as  
9 are established by the council. Carbon monoxide detectors required by  
10 this section are required: (A) only where the dwelling unit has appli-  
11 ances, devices or systems that may emit carbon monoxide or has an  
12 attached garage; AND (B) IN EVERY ROOM USED FOR SLEEPING PURPOSES IN A  
13 BUILDING OWNED OR USED BY ANY SCHOOL, COLLEGE, OR UNIVERSITY OF THE  
14 STATE UNIVERSITY OF NEW YORK. For purposes of this subdivision, multi-  
15 ple dwelling means a dwelling which is either rented, leased, let or  
16 hired out, to be occupied, or is occupied as the temporary or permanent  
17 residence or home of three or more families living independently of each  
18 other, including but not limited to the following: a tenement, flat  
19 house, maisonette apartment, apartment house, apartment hotel, tourist  
20 house, bachelor apartment, studio apartment, duplex apartment, kitchen-  
21 ette apartment, hotel, lodging house, rooming house, boarding house,  
22 boarding and nursery school, furnished room house, club, sorority house,  
23 fraternity house, college and school dormitory, convalescent, old age or  
24 nursing homes or residences. It shall also include a dwelling, two or  
25 more stories in height, and with five or more boarders, roomers or lodg-

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

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1 ers residing with any one family. New construction shall mean a new  
2 facility or a separate building added to an existing facility.

3 S 2. The education law is amended by adding a new section 215-d to  
4 read as follows:

5 S 215-D. CARBON MONOXIDE DETECTORS IN DORM ROOMS. THE BOARD OF REGENTS  
6 SHALL REQUIRE THAT CARBON MONOXIDE DETECTORS BE INSTALLED IN EVERY ROOM  
7 USED FOR SLEEPING PURPOSES IN A BUILDING OWNED OR USED BY ANY SCHOOL,  
8 COLLEGE, OR UNIVERSITY OF THE STATE UNIVERSITY OF NEW YORK. IN ADDITION  
9 TO THE INSTALLATION OF CARBON MONOXIDE DETECTORS, THE BOARD OF REGENTS  
10 SHALL ENSURE THAT EACH DETECTOR IS INSPECTED AND TESTED AT LEAST SEMIAN-  
11 NUALY. ANY DETECTOR THAT IS FOUND TO BE INOPERABLE, INADEQUATE, OR  
12 MISSING SHALL BE REPLACED IMMEDIATELY.

13 S 3. This act shall take effect on the ninetieth day after it shall  
14 have become a law.