

STATE OF NEW YORK

1080--A

Cal. No. 127

2023-2024 Regular Sessions

IN ASSEMBLY

January 13, 2023

Introduced by M. of A. WOERNER, STIRPE, LUPARDO, CRUZ, ZINERMAN, JONES, BRABENEC, ANGELINO, BYRNES, MILLER, SAYEGH, TAGUE, MANKTELOW, J. M. GIGLIO, LEMONDES, COOK, GOODELL, RAGA -- read once and referred to the Committee on Governmental Operations -- advanced to a third reading, passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the executive law, in relation to the appointment for agricultural representation on the state fire prevention and building code council

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

1 Section 1. Subdivision 1 of section 374 of the executive law, as added
2 by chapter 707 of the laws of 1981, the opening paragraph as amended by
3 chapter 309 of the laws of 1996, paragraph a as amended by chapter 374
4 of the laws of 2022, and subdivision c as amended by chapter 920 of the
5 laws of 1985, is amended to read as follows:

6 1. There is hereby created and established in the department of state
7 a council, to be known as the state fire prevention and building code
8 council. Such council shall consist of the secretary of state, as chair-
9 man, the state fire administrator and [~~fifteen~~ **sixteen** other members to
10 be appointed as follows:

11 a. Two members, to be appointed by the governor, from among the
12 commissioners of the departments of economic development, environmental
13 conservation, corrections and community supervision, education, health,
14 labor, mental health and social services, office of general services,
15 division of housing and community renewal, the president of the New York
16 state energy research and development authority, and the superintendent
17 of financial services.

18 b. Six members, to be appointed by the governor, one of whom shall be
19 an elected official of a city with a population over one million, one of

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

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1 whom shall be an elected official of another city with a population over
2 one hundred thousand, one of whom shall be an elected official of any
3 other city, one of whom shall be an elected county official, one of whom
4 shall be an elected town official, and one of whom shall be an elected
5 village official.

6 c. Seven members, to be appointed by the governor with the advice and
7 consent of the senate, one of whom shall be a fire service official, one
8 of whom shall be a registered architect, one of whom shall be a profes-
9 sional engineer, one of whom shall be a code enforcement official, one
10 of whom shall represent builders, one of whom shall represent trade
11 unions, and one of whom shall be a person with a disability as defined
12 in section two hundred ninety-two of this chapter who would directly
13 benefit from the provisions of article thirteen of the state uniform
14 fire prevention and building code. The registered architect and profes-
15 sional engineer shall be duly licensed to practice their respective
16 professions in the state of New York. After the certification of code
17 enforcement personnel pursuant to this chapter shall have begun said
18 code enforcement official shall be so certified.

19 d. One member, to be appointed by the governor, from an agricultural
20 advocacy organization in the state.

21 § 2. This act shall take effect immediately.