

# STATE OF NEW YORK

3212

2025-2026 Regular Sessions

## IN SENATE

January 24, 2025

Introduced by Sens. KAVANAGH, HARCKHAM, MARTINEZ, ROLISON, WEBB, WEBER  
-- read twice and ordered printed, and when printed to be committed to  
the Committee on Insurance

AN ACT to amend the insurance law and the state finance law, in relation  
to providing for state assistance to local governments for the  
enforcement of fire prevention and building codes

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

1 Section 1. Paragraph 2 of subsection (b) of section 9108 of the insur-  
2 ance law is amended and a new subsection (f) is added to read as  
3 follows:

4 (2) On or before the fifteenth day of February of each year, every  
5 insurance company required to collect the fee imposed by this section  
6 shall file with [~~said~~] the superintendent an annual statement in a  
7 manner the superintendent shall prescribe, which statement shall show  
8 the aggregate amount of gross premiums and premium deposits and assess-  
9 ments collected during the immediately preceding year for insurance  
10 against loss or injury and the several items of deduction referred to  
11 under items (i) and (ii) of paragraph one of this subsection.

12 (f) Commencing April first, two thousand twenty-six, all such monies  
13 received by the superintendent and paid into the code enforcement  
14 account pursuant to this section shall be for the purpose of state aid  
15 to localities for the enforcement of their relevant fire prevention and  
16 building codes in accordance with section fifty-four-g of the state  
17 finance law and any administrative expenses incurred by the secretary of  
18 state pursuant to such programs.

19 § 2. Section 54-g of the state finance law, as added by chapter 707 of  
20 the laws of 1981, subdivision 1 as amended by chapter 609 of the laws of  
21 1983, is amended to read as follows:

22 § 54-g. State assistance to local governments for support of activ-  
23 ities related to fire prevention and building codes. 1. Beginning [~~in~~

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

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1 ~~March, nineteen hundred eighty two~~ on April first, two thousand twen-  
2 ty-six and annually thereafter, the secretary of state shall grant each  
3 county, city, village, and town ~~[shall receive from moneys appropriated~~  
4 ~~by the state in]~~ outside a village monies from the code enforcement  
5 account as established in and pursuant to section ninety-one hundred  
6 eight of the insurance law to support ~~[of]~~ activities related to the  
7 administration and enforcement ~~[in the previous calendar]~~ year of their  
8 respective fire prevention and building codes ~~[the sum of]~~ in the previ-  
9 ous calendar year in the amounts computed in paragraphs a ~~[and]~~, b and c  
10 below.

11 a. One-half the amount ~~[appropriated]~~ of monies in the code enforce-  
12 ment account multiplied by the proportion which the ~~[population of]~~  
13 number of building permits issued by the county, city, village or town  
14 outside a village bears to the ~~[population of]~~ number of such permits  
15 issued in the state taken as a whole.

16 b. One-half the amount appropriated multiplied by the proportion which  
17 ~~[the full value of]~~ the number of fire safety inspections conducted by  
18 the county, city, village or town outside a village bears to the ~~[full~~  
19 ~~value of]~~ number of fire safety inspections conducted in the state  
20 ~~[taken as a whole]~~. The amount otherwise payable to a local government  
21 under this subdivision shall be reduced by the amount of state aid to  
22 local governments for housing maintenance code enforcement payable to  
23 such local government in the same state fiscal year under the provisions  
24 of section fifty-four-h of this ~~[chapter]~~ article.

25 c. Notwithstanding paragraphs a and b of this subdivision, no locality  
26 shall receive an amount greater than twenty percent of the amount avail-  
27 able in the code enforcement account per year.

28 2. In the instance where, pursuant to section three hundred eighty-one  
29 of the New York state uniform fire prevention and building code act set  
30 forth in article eighteen of the executive law, a county or the secre-  
31 tary of state administers and enforces the New York state uniform fire  
32 prevention and building code within a county, city, village or town, the  
33 funds otherwise payable to the county, city, village, or town shall be  
34 paid to the county or revert to the state, as the case may be. Where a  
35 county or the secretary of state has been so engaged for less than the  
36 entire calendar year provided in subdivision one, the moneys shall be  
37 distributed to the city, village, or town, county or state in proportion  
38 to the length of time for which each was responsible for said adminis-  
39 tration and enforcement.

40 3. To receive funds from the code enforcement account pursuant to this  
41 section, each county, city, village, or town outside a village shall  
42 submit annually to the secretary of state an application with such  
43 information as the secretary may require. The secretary shall prescribe  
44 the time and manner of such application and make such information known  
45 to the localities. Payouts to each qualifying county, city, village, or  
46 town outside a village pursuant to this section shall be made no less  
47 than quarterly.

48 4. The terms used in this section shall have the meanings ascribed to  
49 them in section fifty-four of this article.

50 § 3. This act shall take effect immediately.