S T A T E O F N E W Y O R K

788

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. GUNTHER -- Multi-Sponsored by -- M. of A. CROUCH -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to requiring the state education department to notify local code enforcement officials of all building inspections by such department

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

Section 1. Section 381 of the executive law is amended by adding a new subdivision 7 to read as follows:

7. A. THE STATE EDUCATION DEPARTMENT SHALL BE ACCOUNTABLE FOR ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM CODE WITH RESPECT TO BUILDINGS, PREMISES AND EQUIPMENT IN THE CUSTODY OF, OR ACTIVITIES RELATED THERETO UNDERTAKEN BY, SCHOOL DISTRICTS AND BOARDS OF COOPERATIVE EDUCATIONAL SERVICES.

B. THE STATE EDUCATION DEPARTMENT SHALL NOTIFY THE LOCAL CODE ENFORCEMENT OFFICIAL OF ALL BUILDING INSPECTIONS THAT SUCH DEPARTMENT SHALL UNDERTAKE.

C. THE LOCAL CODE ENFORCEMENT OFFICIAL SHALL NOT DISCLOSE IN ADVANCE ANY INFORMATION REGARDING THE SCHEDULED INSPECTION.

D. THE LOCAL CODE ENFORCEMENT OFFICIAL MAY ATTEND OR PARTICIPATE IN THE BUILDING INSPECTION.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made on or before such effective date.

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

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