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

5666

2009-2010 Regular Sessions

I N S E N A T E

May 27, 2009

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development

AN ACT to amend the executive law, in relation to application of the state uniform fire prevention and building code to certain premises

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

Section 1. Section 383 of the executive law is amended by adding a new subdivision 5 to read as follows:

5. ANY OTHER PROVISION OF ANY OTHER LAW TO THE CONTRARY NOTWITHSTANDING, UNLESS OTHERWISE SPECIFICALLY PROVIDED BY STATUTE, THE CODE SHALL APPLY TO ALL BUILDINGS OWNED BY OR IN WHICH SPACE IS LEASED BY STATE AGENCIES AND COVERED AUTHORITIES, AS SUCH TERMS ARE DEFINED IN SECTION TWO-A OF THE STATE FINANCE LAW, IRRESPECTIVE OF WHEN BUILT OR PUT INTO SERVICE. EXISTING BUILDINGS AND STRUCTURES CONSTRUCTED BEFORE THE EFFECTIVE DATE OF THIS SUBDIVISION SHALL BE SUBJECT TO THE CODE PURSUANT TO A STAGED PLAN DEVELOPED BY THE OFFICE OF GENERAL SERVICES, WHICH MAY PROVIDE FOR COMPLIANCE OVER A PERIOD OF NOT MORE THAN FIVE YEARS, OR IF THE OFFICE OF GENERAL SERVICES SHALL DETERMINE THAT THERE ARE REASONS REQUIRING DELAY, WITHIN TEN YEARS, UNLESS EITHER THE BUILDING OR STRUCTURE IS ALTERED, IN WHICH CASE THE CODE SHALL APPLY TO ALL ALTERATIONS TO SUCH BUILDING OR STRUCTURE. ADMINISTRATION AND ENFORCEMENT OF THE REQUIREMENTS OF THIS SUBDIVISION SHALL BE AS PROVIDED IN SECTION THREE HUNDRED EIGHTY-ONE OF THIS ARTICLE.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

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