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

5109

2011-2012 Regular Sessions

I N A S S E M B L Y

February 11, 2011

Introduced by M. of A. OAKS, HAWLEY, KOLB, MONTESANO -- Multi-Sponsored by -- M. of A. BARCLAY, BUTLER, CALHOUN, CONTE, CROUCH, DUPREY, FINCH, FITZPATRICK, GIGLIO, JORDAN, McDONOUGH, McLAUGHLIN, J. MILLER, MOLINARO, RAIA, SALADINO, SAYWARD, TEDISCO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to establishing a data base of all firefighters

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

Section 1. The executive law is amended by adding a new section 157-a to read as follows:

S 157-A. FIREFIGHTERS' DATA BASE. 1. THE OFFICE OF FIRE PREVENTION AND CONTROL SHALL ESTABLISH AND MAINTAIN A CENTRALIZED REPORTING SYSTEM AND DATA BASE OF THE NAMES AND FIREFIGHTING ORGANIZATIONS OF ALL FIREFIGHTERS IN THE STATE.

2. EVERY FIRE DEPARTMENT, FIRE COMPANY, FIRE DISTRICT AND ANY OTHER ENTITY EMPLOYING PROFESSIONAL OR VOLUNTEER FIREFIGHTERS SHALL SUBMIT TO THE OFFICE OF FIRE PREVENTION AND CONTROL A LIST OF ALL OFFICERS AND INACTIVE AND ACTIVE FIREFIGHTING MEMBERS, ON OR BEFORE JANUARY THIRTY-FIRST EACH YEAR. SUCH LIST SHALL INCLUDE SUCH INFORMATION AND SHALL BE SUBMITTED IN A FORM AS DETERMINED BY THE STATE FIRE ADMINISTRATOR.

3. FOR THE PURPOSES OF THIS SECTION AN "ACTIVE FIREFIGHTING MEMBER" SHALL BE A FIREFIGHTER WHO: (A) IS A MEMBER OF A FIREFIGHTING ORGANIZATION, (B) REGULARLY PARTICIPATES IN FIREFIGHTING DUTIES, (C) HAS COMPLETED A BASIC FIREFIGHTING COURSE APPROVED BY THE FIREFIGHTING AND CODE ENFORCEMENT PERSONNEL STANDARDS AND EDUCATION COMMISSION, AND (D) ANNUALLY COMPLETES THE FIRE SAFETY TRAINING COURSE AS REQUIRED BY THE DEPARTMENT OF LABOR.

4. ON OR BEFORE MARCH THIRTY-FIRST EACH YEAR, THE OFFICE OF FIRE PREVENTION AND CONTROL SHALL SUBMIT A COPY OF ALL INFORMATION CONTAINED

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

LBD04253-01-1

IN THE FIREFIGHTERS' DATA BASE TO THE GOVERNOR, TEMPORARY PRESIDENT OF THE SENATE, SPEAKER OF THE ASSEMBLY, MINORITY LEADER OF THE SENATE AND THE MINORITY LEADER OF THE ASSEMBLY.

S 2. This act shall take effect on the first of December next succeeding the date on which it shall have become a law, provided that the office of fire prevention and control shall immediately promulgate all rules and regulations necessary to carry out the provisions of this act on its effective date.