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

7213

2011-2012 Regular Sessions

I N A S S E M B L Y

April 19, 2011

Introduced by M. of A. NOLAN -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to punishment for violations of the department of labor's fire regulations

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

Section 1. Section 272 of the labor law is amended by adding a new subdivision 8 to read as follows:

8. VIOLATION. ANY PERSON OR ENTITY RESPONSIBLE FOR MAINTAINING A BUILDING SO AS TO AFFORD ADEQUATE PROTECTION AGAINST FIRE TO ALL PERSONS THEREIN SHALL BE LIABLE FOR A CIVIL PENALTY FOR ANY INTENTIONAL VIOLATION OF ANY PROVISIONS OF THIS SECTION. SUCH VIOLATION SHALL BE TRIABLE IN A PROCEEDING BEFORE A HEARING OFFICER OF THE DEPARTMENT AND, UPON CONVICTION OF A PERSON OR ENTITY, SHALL BE PUNISHABLE BY A FINE OF NO LESS THAN ONE THOUSAND DOLLARS AND NO MORE THAN FIVE THOUSAND DOLLARS FOR EACH VIOLATION. SUCH CIVIL PENALTY MAY BE RECOVERED IN AN ACTION OR PROCEEDING IN ANY COURT OF COMPETENT JURISDICTION.

S 2. This act shall take effect immediately.

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

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