

6442--A

R. R. 68

2013-2014 Regular Sessions

I N A S S E M B L Y

March 27, 2013

Introduced by M. of A. GUNTHER, CROUCH, BUCHWALD, LALOR, ROBERTS, LUPAR-
DO, LUPINACCI, McDONALD, LIFTON -- Multi-Sponsored by -- M. of A.
COOK, HAWLEY, McLAUGHLIN -- read once and referred to the Committee on
Education -- recommitted to the Committee on Education in accordance
with Assembly Rule 3, sec. 2 -- reported and referred to the Committee
on Rules -- amended on the special order of third reading, ordered
reprinted as amended, retaining its place on the special order of
third reading

AN ACT to amend the education law, in relation to removing the require-
ment for annual visual inspections of school buildings; and providing
for the repeal of certain provisions upon expiration thereof

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

1 Section 1. Subdivision 1 of section 409-d of the education law, as
2 added by section 1 of part B of chapter 56 of the laws of 1998, is
3 amended to read as follows:
4 1. Program establishment. The commissioner is authorized and directed
5 to establish, develop and monitor a comprehensive public school building
6 safety program which shall include a uniform inspection, safety rating
7 and monitoring system. Such program shall [require the annual inspection
8 of all public school buildings throughout New York state;] establish a
9 safety rating system for such school buildings to assess the need for
10 maintenance, repairs, rehabilitation, reconstruction, construction and
11 other improvements related to the structural integrity and overall safe-
12 ty of public school buildings including but not limited to building
13 systems related to electrical, plumbing, heating, ventilation, and air
14 conditioning, sanitation and health, fire and accident protection; and
15 require that such ratings be used for the purpose of developing a build-
16 ings condition survey as required pursuant to subdivision four of
17 section thirty-six hundred forty-one of this chapter and a five year
18 facilities plan as required pursuant to clause (i) of subparagraph two

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

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1 of paragraph b of subdivision six of section thirty-six hundred two of
2 this chapter.

3 S 2. The commissioner of education shall review the effectiveness of
4 repealing the requirement for the annual inspection of all public school
5 buildings throughout New York state and make recommendations on whether
6 school districts should continue to be exempt from such inspection. Such
7 report shall be issued to the governor and the legislature on or before
8 January 1, 2019.

9 S 3. This act shall take effect immediately, provided however, that
10 the provisions of section one of this act shall expire and be deemed
11 repealed June 30, 2019.