

5200--C

2013-2014 Regular Sessions

I N A S S E M B L Y

February 21, 2013

Introduced by M. of A. MORELLE, ROSENTHAL, BENEDETTO, ZEBROWSKI, COOK, MILLMAN, JACOBS, STECK, MOYA, JAFFEE, PEOPLES-STOKES, ROBINSON, ENGLE-BRIGHT, GALEF, CRESPO, TITUS, BROOK-KRASNY -- Multi-Sponsored by -- M. of A. BRAUNSTEIN, BRENNAN, GLICK, MARKEY, RIVERA, SKARTADOS, THIELE, TITONE, WEISENBERG -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Governmental Operations in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to certain smoke detecting devices

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

- 1 Section 1. The general business law is amended by adding a new section  
2 399-ccc to read as follows:  
3 S 399-CCC. SMOKE DETECTING DEVICES. 1. IT SHALL BE UNLAWFUL FOR ANY  
4 PERSON OR ENTITY TO DISTRIBUTE, SELL, OFFER FOR SALE, OR IMPORT ANY  
5 SOLELY BATTERY OPERATED SMOKE DETECTING ALARM DEVICE POWERED BY A  
6 REPLACEABLE, REMOVABLE BATTERY NOT CAPABLE OF POWERING SUCH DEVICE FOR A  
7 MINIMUM OF TEN YEARS.  
8 2. ALL PRODUCT PACKAGING CONTAINING A SOLELY BATTERY OPERATED SMOKE  
9 DETECTING ALARM DEVICE SHALL INCLUDE THE FOLLOWING INFORMATION:  
10 (A) THE MANUFACTURER'S NAME OR REGISTERED TRADEMARK AND THE MODEL  
11 NUMBER OF THE SMOKE DETECTING ALARM DEVICE; AND  
12 (B) THAT SUCH ALARM DEVICE IS DESIGNED TO HAVE A MINIMUM BATTERY LIFE  
13 OF TEN YEARS.  
14 3. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO SOLELY BATTERY  
15 OPERATED SMOKE DETECTING ALARM DEVICE POWERED BY A REPLACEABLE, REMOVA-

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

LBD01778-07-4

1 BLE BATTERY NOT CAPABLE OF POWERING SUCH DEVICE FOR A MINIMUM OF TEN  
2 YEARS WHICH HAVE BEEN ORDERED BY, OR ARE IN THE INVENTORY OF, OWNERS,  
3 MANAGING AGENTS, CONTRACTORS, WHOLESALERS OR RETAILERS ON OR BEFORE THE  
4 EFFECTIVE DATE OF THIS SECTION. THE PROVISIONS OF THIS SECTION SHALL  
5 ALSO APPLY TO SMOKE DETECTING ALARM DEVICES WHICH RECEIVE THEIR POWER  
6 FROM THE ELECTRICAL SYSTEM OF THE BUILDING, FIRE ALARM SYSTEMS WITH  
7 SMOKE DETECTORS, FIRE ALARM DEVICES THAT CONNECT TO A PANEL, OR OTHER  
8 DEVICES THAT USE A LOW-POWER RADIO FREQUENCY WIRELESS COMMUNICATION  
9 SIGNAL.

10 S 2. This act shall take effect January 1, 2016; provided however,  
11 that effective immediately, all actions and procedures with respect to  
12 the proposed adoption, amendment, suspension or repeal of any rule or  
13 regulation necessary for the timely implementation of this act are  
14 directed and authorized to be made and completed on or before such  
15 effective date.