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

7247

2013-2014 Regular Sessions

I N A S S E M B L Y

May 8, 2013

Introduced by M. of A. CRESPO -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to the installation of carbon monoxide detectors in schools

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

Section 1. Short title. This act shall be known and may be cited as the "school buildings carbon monoxide detectors act".

S 2. The education law is amended by adding a new section 411 to read as follows:

S 411. INSTALLATION OF CARBON MONOXIDE DETECTORS. 1. (A) EVERY SCHOOL DISTRICT SHALL ESTABLISH A PLAN TO INSTALL AND MAINTAIN CARBON MONOXIDE DETECTORS IN EVERY ELEMENTARY AND SECONDARY SCHOOL BUILDING IN THE DISTRICT WITHIN SIX MONTHS OF THE DATE THIS SECTION SHALL HAVE TAKEN EFFECT.

(B) AT A PROPOSITION FOR CAPITAL AND/OR ATHLETIC FACILITY IMPROVEMENTS FOLLOWING THE EFFECTIVE DATE OF THIS SECTION, EVERY SCHOOL DISTRICT SHALL INCLUDE THE COST OF INSTALLATION OF CARBON MONOXIDE DETECTORS. COMPLETED INSTALLATION OF CARBON MONOXIDE DETECTORS SHALL OCCUR NO LATER THAN SIX MONTHS AFTER A SCHOOL DISTRICT BEGINS TO IMPLEMENT CAPITAL CHANGES APPROVED BY VOTERS FOLLOWING THE BONDING PROPOSITION.

2. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, THE SCHOOL DISTRICTS OF THE CITY OF NEW YORK, YONKERS, BUFFALO, ROCHESTER AND SYRACUSE SHALL ESTABLISH A PLAN TO INSTALL AND MAINTAIN CARBON MONOXIDE DETECTORS IN EVERY ELEMENTARY AND SECONDARY SCHOOL BUILDING IN THE DISTRICT AND SHALL SUBMIT SUCH PLAN WITHIN NINE MONTHS OF THE DATE THIS SECTION SHALL HAVE TAKEN EFFECT TO THE COMMISSIONER FOR HIS OR HER APPROVAL. THE PLAN SHALL INCLUDE THE SCHOOL DISTRICT'S PROJECTED TIMELINE FOR THE INSTALLATION OF CARBON MONOXIDE DETECTORS, AS REQUIRED BY THIS SECTION.

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

LBD10652-01-3

3. CARBON MONOXIDE DETECTORS SHALL MEET THE MANUFACTURE, DESIGN AND INSTALLATION STANDARDS ESTABLISHED BY THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE COUNCIL PURSUANT TO SECTION THREE HUNDRED SEVENTY-EIGHT OF THE EXECUTIVE LAW.

4. SCHOOL DISTRICTS MAY INSTALL COMBINATION SMOKE AND CARBON MONOXIDE DETECTORS WHERE SUCH DETECTOR MEETS THE MANUFACTURE, DESIGN AND INSTALLATION STANDARDS ESTABLISHED BY THE NEW YORK STATE UNIFORM PREVENTION AND BUILDING CODE COUNCIL PURSUANT TO SECTION THREE HUNDRED SEVENTY-EIGHT OF THE EXECUTIVE LAW.

5. DETECTORS REQUIRED PURSUANT TO THIS SECTION SHALL BE HARD-WIRED TO THE ALTERNATING CURRENT POWER SUPPLY USED TO PROVIDE ELECTRICITY TO THE SCHOOL BUILDING.

6. IF A SCHOOL DISTRICT IS UNABLE TO MEET THE REQUIREMENTS OF SUBDIVISION ONE OR TWO OF THIS SECTION WITHIN THE ALLOTTED TIME, SUCH DISTRICT SHALL SUBMIT A REQUEST TO THE COMMISSIONER FOR ADDITIONAL TIME AND SHALL PROVIDE THE REASON FOR THE DELAY.

S 3. This act shall take effect immediately.