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

4059

2013-2014 Regular Sessions

I N S E N A T E

March 6, 2013

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law and the education law, in relation to requiring carbon monoxide detectors in all SUNY dormitories

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

Section 1. Subdivision 5-a of section 378 of the executive law, as amended by chapter 367 of the laws of 2009, is amended to read as follows:

5-a. Standards for installation of carbon monoxide detectors requiring that every one or two-family dwelling, or any dwelling accommodation located in a building owned as a condominium or cooperative in the state or any multiple dwellings shall have installed an operable carbon monoxide detector of such manufacture, design and installation standards as are established by the council. Carbon monoxide detectors required by this section are required: (A) only where the dwelling unit has appliances, devices or systems that may emit carbon monoxide or has an attached garage; AND (B) IN EVERY ROOM USED FOR SLEEPING PURPOSES IN A BUILDING OWNED OR USED BY ANY SCHOOL, COLLEGE, OR UNIVERSITY OF THE STATE UNIVERSITY OF NEW YORK. For purposes of this subdivision, multiple dwelling means a dwelling which is either rented, leased, let or hired out, to be occupied, or is occupied as the temporary or permanent residence or home of three or more families living independently of each other, including but not limited to the following: a tenement, flat house, maisonette apartment, apartment house, apartment hotel, tourist house, bachelor apartment, studio apartment, duplex apartment, kitchenette apartment, hotel, lodging house, rooming house, boarding house, boarding and nursery school, furnished room house, club, sorority house, fraternity house, college and school dormitory, convalescent, old age or nursing homes or residences. It shall also include a dwelling, two or more stories in height, and with five or more boarders, roomers or lodg-

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

LBD09188-01-3

ers residing with any one family. New construction shall mean a new facility or a separate building added to an existing facility.

S 2. The education law is amended by adding a new section 215-d to read as follows:

S 215-D. CARBON MONOXIDE DETECTORS IN DORM ROOMS. THE BOARD OF REGENTS SHALL REQUIRE THAT CARBON MONOXIDE DETECTORS BE INSTALLED IN EVERY ROOM USED FOR SLEEPING PURPOSES IN A BUILDING OWNED OR USED BY ANY SCHOOL, COLLEGE, OR UNIVERSITY OF THE STATE UNIVERSITY OF NEW YORK. IN ADDITION TO THE INSTALLATION OF CARBON MONOXIDE DETECTORS, THE BOARD OF REGENTS SHALL ENSURE THAT EACH DETECTOR IS INSPECTED AND TESTED AT LEAST SEMIANNUALLY. ANY DETECTOR THAT IS FOUND TO BE INOPERABLE, INADEQUATE, OR MISSING SHALL BE REPLACED IMMEDIATELY.

S 3. This act shall take effect on the ninetieth day after it shall have become a law.