

# STATE OF NEW YORK

1654

2017-2018 Regular Sessions

## IN SENATE

January 10, 2017

Introduced by Sens. CARLUCCI, KENNEDY -- read twice and ordered printed,  
and when printed to be committed to the Committee on Housing,  
Construction and Community Development

AN ACT to amend the executive law, in relation to establishing installation and maintenance standards for gas station fire suppression systems

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 378 of the executive law is amended by adding a new subdivision 17 to read as follows:

17. Standards for gas station fire suppression systems shall require:

a. Automatic fire-extinguishing systems using an extinguishing agent suitable for petroleum fires.

b. Automatic fire-extinguishing systems at unattended self-service motor fuel-dispensing facilities shall be monitored by an approved supervising station.

c. Where flammable liquid motor fuel is dispensed at an automotive liquid motor fuel-dispensing facility, the dispensing area shall be provided with a dry chemical fire-extinguishing system designed and installed in accordance with the following:

(i) the fire-extinguishing system shall be designed to provide overhead protection of the dispenser area;

(ii) the extinguishing agent containers shall be equipped with indicators to show whether the system is fully charged;

(iii) the installation, alteration, testing and repair of the fire-extinguishing system, including any maintenance or modification of the system, shall be performed by a technician who is trained and knowledgeable in the installation, operation and maintenance of the specific fire-extinguishing system; and

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

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1     (iv) dispensers shall not be operated when the fire-extinguishing  
2     system has discharged or is inoperative, except as authorized in writing  
3     by the department.

4     d. Automatic fire-extinguishing systems shall be serviced after acti-  
5     vation of the system and at regular intervals thereafter. Inspection  
6     records shall also be kept on premises where the automatic fire-extin-  
7     guishing systems are located for a minimum of five years.

8     e. Systems shall be inspected and tested for proper operation at  
9     initial installation and at regular intervals thereafter. Tests shall  
10    be in accordance with the manufacturer's requirements and include a  
11    check of the detection system, alarms and releasing devices, including  
12    manual stations and other associated equipment.

13    f. Failure to comply with the installation or maintenance requirements  
14    of this section shall result in the revocation of the building's certif-  
15    icate of occupancy and/or the permit to operate fueling dispensers.

16    g. The provisions of this subdivision shall be enforced in accordance  
17    with the provisions of section three hundred eighty-one of this article.

18    § 2. This act shall take effect on the one hundred eightieth day after  
19    it shall have become a law; provided, however, that the state fire  
20    prevention and building code council shall take any and all actions  
21    necessary to implement the provisions of this act on or before its  
22    effective date.