

STATE OF NEW YORK

5402

2017-2018 Regular Sessions

IN SENATE

March 24, 2017

Introduced by Sen. LAVALLE -- (at request of the Division of Homeland Security and Emergency Services) -- 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 college fire safety

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

1 Section 1. Paragraph b of subdivision 3 of section 156-e of the execu-
2 tive law, as amended by section 40 of part B of chapter 56 of the laws
3 of 2010, is amended to read as follows:

4 b. The authorities in a city having a population of one million or
5 more shall exercise all of the rights, powers and duties pertaining to
6 inspection of independent and public college buildings and enforcement,
7 with the exception of state-operated institutions governed by the state
8 university of New York board of trustees, provided in this section and
9 section eight hundred seven-b of the education law~~[, without impairing~~
10 ~~any existing authority of such city]~~. A copy of all inspection reports
11 shall be filed with the office of fire prevention and control by the
12 authorities conducting inspections.

13 § 2. Subdivision 1 of section 807-b of the education law, as amended
14 by section 1 of part A of chapter 81 of the laws of 2002, is amended to
15 read as follows:

16 1. a. It shall be the duty of the college authorities in general
17 charge of the operation of any public or independent college to cause
18 the buildings under the jurisdiction of such college containing class-
19 room, dormitory, fraternities, sororities, laboratory, physical educa-
20 tion, dining or recreational facilities for student use to be inspected
21 at least annually for fire hazards which might endanger the lives of
22 students, teachers and employees therein. ~~[Inspections of all public~~
23 ~~and independent college buildings, with the exception of those within a~~
24 ~~city having a population of one million or more, shall be conducted by~~

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

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~~the state office of fire prevention and control or a designee of the state fire administrator. An inspection report shall be produced by the inspecting agency for each building inspected.]~~ The office of fire prevention and control, by and through the state fire administrator or their duly authorized officers and employees, shall have the responsibility to inspect buildings under the jurisdiction of public and independent colleges, with the exception of those identified in paragraph b of this subdivision, for compliance with the uniform fire prevention and building code, or any other applicable code, rule or regulation pertaining to fire safety.

b. The authorities in a city having a population of one million or more shall exercise all of the rights, powers and duties pertaining to inspection of independent and public college buildings within such city and enforcement, with the exception of state-operated institutions governed by the state university of New York board of trustees, provided in this section and section one hundred fifty-six-e of the executive law. A copy of all inspection reports shall be filed with the office of fire prevention and control by the authorities conducting inspections.

§ 3. This act shall take effect immediately.