STATE OF NEW YORK

6950--A

2017-2018 Regular Sessions

IN SENATE

November 20, 2017

Introduced by Sens. BOYLE, CROCI, HANNON -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Housing, Construction and Community Development in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to establishing uniform procedures authorizing municipalities to grant building permits upon certification by a licensed professional engineer or a registered architect in good standing for certain alterations to existing commercial buildings

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

Section 1. Paragraphs d and e of subdivision 2 of section 377 of the executive law, as added by chapter 707 of the laws of 1981, are amended and a new paragraph f is added to read as follows:

d. encourage, so far as may be practicable, the standardization of construction practices, methods, equipment, material and techniques; [~~and~~]

e. eliminate restrictive, obsolete, conflicting and unnecessary building regulations and requirements which tend to increase unnecessarily construction costs or retard unnecessarily the use of new materials, or provide unwarranted preferential treatment to types or classes of material or products or methods of construction[~~.~~]**; and**

f. notwithstanding any law, rule or regulation to the contrary, establish a uniform procedure authorizing municipalities, except cities with a population in excess of one million, which adopt a local law authorizing the adoption of such uniform procedure, to grant a building permit in cases where a licensed professional engineer or a registered architect in good standing certifies to the municipality that the proposed construction is in conformance with the requirements of the uniform fire

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

LBD10673-03-8

prevention and building code; provided, however, that such procedure shall allow a municipality to accept a certification by a licensed professional engineer or a registered architect in good standing only in cases where the permit application is for alterations to existing residential or commercial buildings, where such alterations do not alter load bearing walls, do not alter existing accessibility that is compliant with the federal Americans with Disabilities Act, meets all fire egress requirements, and maintains at least the same fire rating as before the proposed construction.

§ 2. This act shall take effect immediately.