STATE OF NEW YORK

146

2019-2020 Regular Sessions

IN SENATE

(Prefiled)

January 9, 2019

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

AN ACT to amend the education law, in relation to authorizing the commissioner of education to withhold apportionment and grants from private schools that do not file a recent fire safety report in a timely manner

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

Section 1. Subdivision 6 of section 807-a of the education law, as amended by chapter 165 of the laws of 2006, is amended to read as follows:

6. It shall be the duty of the commissioner to ascertain annually whether the inspections of school buildings required by this section have been made and the reports of the inspection have been filed in their respective offices. The commissioner shall review the reports of inspection filed pursuant to this section and may make recommendations to the school authorities with respect to any problems relating to school fire safety noted in such reports. The commissioner shall require a re-inspection of school buildings where a report of inspection identified violations that, if uncorrected, would cause the department to deny an annual certificate of occupancy to such school building, and shall require additional re-inspections until it is demonstrated to the satisfaction of the commissioner that said violations have been corrected. The commissioner may inspect or cause to be inspected at any reasonable time for fire prevention and fire protection purposes the school buildings required to be inspected by this section. **It shall be the duty of the commissioner to withhold any apportionment pursuant to section five hundred fifty-one of this title and any grant of mandated services aid to any private school which has failed to file an annual fire safety report by the sixteenth of December each year, or which has not**

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

LBD05324-01-9

corrected violations identified in such report to the satisfaction of the commissioner. No such apportionment or grant shall be released until the commissioner has determined that the private school has fully complied with this subdivision.

§ 2. This act shall take effect immediately.