STATE OF NEW YORK

4173

2019-2020 Regular Sessions

IN SENATE

March 4, 2019

Introduced by Sen. GAUGHRAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to proof of eligibility for volunteer firefighter enhanced cancer disability benefits

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

Section 1. Subparagraph (ii) of paragraph a of subdivision 1 of section 205-cc of the general municipal law, as amended by chapter 334 of the laws of 2017, is amended and a new subdivision 8 is added to read as follows:

(ii) Having submitted proof of five years of interior firefighting service by providing verification that he or she has passed at least five yearly certified mask fitting tests as set forth in 29 CFR 1910.134 or the [~~current~~] **applicable** National Fire Protection Association standards for mask fit testing.

8. In the absence of contemporaneously prepared documentation maintained by the fire district, department or company evidencing the proof required in this section, a statement signed by the chief of the department or the chief administrative officer of the authority having jurisdiction attesting to the firefighter's compliance with the eligibility requirements set forth in paragraph a of subdivision one of this section shall be deemed to be sufficient proof of eligibility.

§ 2. This act shall take effect immediately.

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

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