

STATE OF NEW YORK

5838--A

2019-2020 Regular Sessions

IN SENATE

May 15, 2019

Introduced by Sen. KAVANAGH -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development -- 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 application of the state uniform fire prevention and building code and relevant local building and fire regulations to certain premises

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

1 Section 1. Section 383 of the executive law is amended by adding a new
2 subdivision 5 to read as follows:

3 5. Notwithstanding any provision of law to the contrary, the code, or
4 the relevant local building and fire regulations enacted or adopted by
5 any local government that are in effect pursuant to section three
6 hundred seventy-nine of this article, shall apply to all buildings and
7 structures owned by or in which space is leased by state agencies and
8 covered authorities, as such terms are defined in section two-a of the
9 state finance law, irrespective of when such buildings or structures
10 were built or put into service. Existing buildings and structures
11 constructed before the effective date of this subdivision shall be
12 subject to the code or the relevant local building and fire regulations
13 enacted or adopted by any local government that are in effect pursuant
14 to section three hundred seventy-nine of this article pursuant to a
15 staged plan developed by the office of general services, which may
16 provide for compliance over a period of not more than five years, or if
17 the office of general services shall determine that there are reasons
18 requiring delay, within ten years, unless such building or structure is
19 altered, in which case the code or the relevant local building and fire
20 regulations enacted or adopted by any local government that are in

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

LBD11518-03-0

1 effect pursuant to section three hundred seventy-nine of this article
2 shall immediately apply to all alterations to such building or structure
3 provided, however, that subsequent to the effective date of this subdivi-
4 vision, the legislature may exempt a specific building or structure,
5 which shall be identified by its legal description and street address,
6 if applicable, from the provisions of this subdivision.

7 § 2. This act shall take effect on the one hundred eightieth day after
8 it shall have become a law.