STATE OF NEW YORK

10365

IN ASSEMBLY

April 29, 2020

Introduced by M. of A. DenDEKKER -- read once and referred to the Committee on Governmental Operations

AN ACT establishing the Safe and Healthy Homes Commission to evaluate how the administration and enforcement of the New York State Uniform Fire Prevention and Building Code can be enhanced or assisted by the State Legislature and any agency of New York State; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. A commission, to be known as the Safe and Healthy Homes Commission, is hereby created to evaluate how the administration and enforcement of the New York State Uniform Fire Prevention and Building Code, hereinafter referred to as the "Uniform Code", can be enhanced or assisted by the State Legislature and any agency of New York State.

§ 2. The commission shall be composed of ten members, appointed as follows: two members shall be appointed by the governor; two members shall be appointed by the speaker of the assembly; two members shall be appointed by the minority leader of the assembly; two members shall be appointed by the temporary president of the senate; and two members shall be appointed by the minority leader of the senate. The commission shall be chaired by a person chosen by a majority vote at the first meeting of the commission. The vice-chairperson of the commission shall be appointed by the chairperson. Vacancies in the membership of the commission shall be filled in the manner provided for original appointments.

§ 3. The commission shall be made up of at least one member with an extensive background in the inspection of commercial and residential properties pursuant to the Uniform Code, at least one member with an extensive background in fire prevention and safety, at least one attorney or retired judge with extensive experience in the adjudication of code violations, and at least one engineer who specializes in building safety.

§ 4. The members of the commission shall receive no compensation for their services, but shall be allowed their actual and necessary expenses

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

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incurred in the performance of their duties hereunder. To the maximum extent feasible, the commission shall be entitled to request and receive and shall utilize and be provided with such facilities, resources, and data of any court, department, division, board, bureau, commission, or agency of the state or any political subdivision thereof as it deems necessary or desirable to carry out properly its powers and duties hereunder.

§ 5. For the accomplishment of its purposes, the commission shall be authorized and empowered to undertake any studies, inquiries, surveys or analyses it may deem relevant in cooperation with or by agreement with any other public or private agency. The commission shall meet and hold public hearings or private meetings within or without the state, and shall have all the powers of a legislative committee pursuant to the legislative law.

§ 6. The commission shall report its findings, conclusions and recommendations to the governor and the legislature no later than one year after the effective date of this act.

§ 7. This act shall take effect immediately and shall expire and be deemed repealed two years after such date.