

STATE OF NEW YORK

6413

2023-2024 Regular Sessions

IN SENATE

April 18, 2023

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

AN ACT to amend the executive law, in relation to fire-resistant material applicator training and registration

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

1 Section 1. Section 155-a of the executive law is amended by adding two
2 new subdivisions 6 and 7 to read as follows:

3 6. "Fire-resistant material" shall mean cementitious or fibrous mate-
4 rials that are sprayed onto a surface to provide fire-resistant
5 protection of the substrate.

6 7. "Fire-resistant material applicator" shall mean an individual who
7 applies fire-resistant material.

8 § 2. The executive law is amended by adding a new section 159-b to
9 read as follows:

10 § 159-b. Fire-resistant material applicators; registration; fines. 1.
11 (a) Every fire-resistant material applicator shall:

12 (i) undergo training to apply fire-resistant material according to
13 manufacturer specifications; and

14 (ii) annually register with the office of fire prevention and control.

15 (b) When a fire-resistant material applicator satisfactorily completes
16 training and registers as required by paragraph (a) of this subdivision,
17 the state fire administrator shall issue a certificate which states that
18 such applicator is certified to apply fire-resistant material.

19 2. Any person applying fire-resistant material who does not receive
20 the training, register, and obtain a certificate as required by subdivi-
21 sion one of this section shall be fined not more than two hundred fifty
22 dollars for each violation.

23 3. The office of fire prevention and control shall develop a training
24 program and registration procedure for fire-resistant material applica-
25 tors pursuant to subdivision one of this section.

26 § 3. 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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