STATE OF NEW YORK

8823

IN SENATE

March 18, 2024

Introduced by Sen. FERNANDEZ -- read twice and ordered printed, and when printed to be committed to the Committee on New York City Education

AN ACT to amend the administrative code of the city of New York, in relation to requiring the installation of vaping detectors in certain schools

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

Section 1. The administrative code of the city of New York is amended by adding a new section 21-970 to read as follows:

§ 21-970 Vaping detectors. a. For the purposes of this section, the following terms shall have the following meanings:

1. "vaping" shall mean the act of inhaling and exhaling the aerosol, often referred to as vapor, which is produced by an e-cigarette or similar device.

2. "vaping detector" shall mean a device capable of detecting vapor from vaping devices and which alerts people to the presence of vapor from vaping devices.

b. All schools within the city of New York which have one thousand or more students enrolled shall install and monitor vaping detectors within the school. Vaping detectors shall be installed in all student bathrooms and common areas in such schools.

c. The department shall set disciplinary measures for students caught vaping, by means of a vaping detector or any other means, or caught tampering with a vaping detector. Such disciplinary measures shall not include suspension or expulsion from any school.

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

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

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