STATE OF NEW YORK

6814

2023-2024 Regular Sessions

IN ASSEMBLY

May 8, 2023

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

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:

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

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

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

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

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

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

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

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

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

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

§ 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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