STATE OF NEW YORK

596

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

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

AN ACT to amend the executive law, in relation to increasing membership on the state fire prevention and building code council; and to amend a chapter of the laws of 2024 amending the executive law relating to the appointment for agricultural representation on the state fire prevention and building code council, as proposed in legislative bills numbers S. 1218-B and A. 1080-B, in relation to the effectiveness thereof

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

Section 1. Subdivision 1 of section 374 of the executive law, as amended by a chapter of the laws of 2024 amending the executive law relating to the appointment for agricultural representation on the state fire prevention and building code council, as proposed in legislative bills numbers S. 1218-B and A. 1080-B, is amended to read as follows:

1. There is hereby created and established in the department of state a council, to be known as the state fire prevention and building code council. Such council shall consist of the secretary of state, as [~~chairman~~] **chairperson**, the state fire administrator and [~~sixteen~~] **seventeen** other members to be appointed as follows:

a. [~~Two~~] **Three** members, to be appointed by the governor, from among the commissioners of the departments of economic development, environmental conservation, corrections and community supervision, education, health, labor, **agriculture and markets,** mental health and social services, office of general services, division of housing and community renewal, the president of the New York state energy research and development authority, and the superintendent of financial services.

b. Six members, to be appointed by the governor, one of whom shall be an elected official of a city with a population over one million, one of

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

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whom shall be an elected official of another city with a population over one hundred thousand, one of whom shall be an elected official of any other city, one of whom shall be an elected county official, one of whom shall be an elected town official, and one of whom shall be an elected village official.

c. Eight members, to be appointed by the governor with the advice and consent of the senate, one of whom shall be a fire service official, one of whom shall be a registered architect, one of whom shall be a professional engineer, one of whom shall be a code enforcement official, one of whom shall represent builders, one of whom shall represent trade unions, one of whom shall represent agricultural producers, and one of whom shall be a person with a disability as defined in section two hundred ninety-two of this chapter who would directly benefit from the provisions of article thirteen of the state uniform fire prevention and building code. The registered architect and professional engineer shall be duly licensed to practice their respective professions in the state of New York. After the certification of code enforcement personnel pursuant to this chapter shall have begun said code enforcement official shall be so certified.

§ 2. Subdivision 3 of section 374 of the executive law, as amended by chapter 374 of the laws of 2022, is amended to read as follows:

3. The council shall meet at least quarterly at the call of the [~~chairman~~] **chairperson**. Additional meetings may be called upon at least five days' notice by the [~~chairman~~] **chairperson** or by petition of five members of the council.

§ 3. The opening paragraph of paragraph a of subdivision 9 of section 374 of the executive law, as amended by chapter 23 of the laws of 1989, is amended to read as follows:

The [~~chairman~~] **chairperson** of the council shall appoint an advisory board on assistive listening systems in places of public assembly for the purposes of providing the full council with recommendations for standards for such systems. Such advisory board shall consist of the state fire administrator, who shall serve as [~~chairman~~] **chairperson**, and six other members to be appointed as follows:

§ 4. Section 2 of a chapter of the laws of 2024 amending the executive law relating to the appointment for agricultural representation on the state fire prevention and building code council, as proposed in legislative bills numbers S. 1218-B and A. 1080-B, is amended to read as follows:

§ 2. This act shall take effect [~~immediately~~] **July 1, 2025**.

§ 5. This act shall take effect immediately; provided, however, that section one of this act shall take effect on the same date and in the same manner as a chapter of the laws of 2024 amending the executive law relating to the appointment for agricultural representation on the state fire prevention and building code council, as proposed in legislative bills numbers S. 1218-B and A. 1080-B, takes effect.