

# STATE OF NEW YORK

6368--B

Cal. No. 236

2025-2026 Regular Sessions

## IN SENATE

March 11, 2025

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Housing, Construction and Community Development in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the executive law, in relation to requiring that when a complaint is made to local code enforcement of a violation of the uniform fire prevention and building code or local building codes which results in the issuance of a compliance order, the complainant shall also be provided a copy of such order

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

1 Section 1. Paragraphs h and i of subdivision 1 of section 381 of the  
2 executive law, as added by chapter 560 of the laws of 2010, are amended  
3 and a new paragraph j is added to read as follows:  
4 h. minimum basic training and in-service training requirements for  
5 personnel charged with administration and enforcement of the state ener-  
6 gy conservation construction code; [~~and~~]  
7 i. standards and procedures for measuring the rate of compliance with  
8 the state energy conservation construction code, and provisions requir-  
9 ing that such rate of compliance be measured on an annual basis[~~-~~];  
10 j. in the event a complaint is made to a local government or the  
11 secretary which results in the issuance of an order in accordance with  
12 any regulations promulgated by the powers granted by section three  
13 hundred seventy-seven of this article or section three hundred seventy-  
14 nine of this article to remedy any condition found to exist in, on, or

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

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1 about any building in violation of any regulations promulgated by the  
2 powers granted by section three hundred seventy-seven of this article or  
3 section three hundred seventy-nine of this article, providing of such  
4 order in person or by registered or certified mail to the complainant  
5 who initially reported such violation.

6 § 2. Paragraphs i and j of subdivision 1 of section 381 of the execu-  
7 tive law, paragraph i as amended and paragraph j as added by section 3  
8 of part T of chapter 57 of the laws of 2023, are amended and a new para-  
9 graph k is added to read as follows:

10 i. standards and procedures for measuring the rate of compliance with  
11 the state energy conservation construction code, and provisions requir-  
12 ing that such rate of compliance be measured on an annual basis; [~~and~~]

13 j. procedures requiring the documentation of compliance with regu-  
14 lations adopted pursuant to section thirteen hundred seventy-seven of  
15 the public health law as a condition to issuance of a certificate of  
16 occupancy or certificate of compliance following a periodic fire safety  
17 and property maintenance inspection for multiple dwellings[~~;~~];

18 k. in the event a complaint is made to a local government or the  
19 secretary which results in the issuance of an order in accordance with  
20 any regulations promulgated by the powers granted by section three  
21 hundred seventy-seven of this article or section three hundred seventy-  
22 nine of this article to remedy any condition found to exist in, on, or  
23 about any building in violation of any regulations promulgated by the  
24 powers granted by section three hundred seventy-seven of this article or  
25 section three hundred seventy-nine of this article, providing of such  
26 order in person or by registered or certified mail to the complainant  
27 who initially reported such violation.

28 § 3. Subdivision 1 of section 382 of the executive law, as added by  
29 chapter 707 of the laws of 1981, is amended to read as follows:

30 1. In addition to and not in limitation of any power otherwise granted  
31 by law, every local government and its authorized agents shall have the  
32 power to order in writing the remedying of any condition found to exist  
33 in, on or about any building in violation of the uniform fire prevention  
34 and building code and to issue appearance tickets for violations of the  
35 uniform code. A copy of an order served pursuant to this subdivision or  
36 any regulations promulgated by the powers granted by section three  
37 hundred seventy-seven of this article or section three hundred seventy-  
38 nine of this article shall also be provided to a complainant in accord-  
39 ance with the rules and regulations established under the powers granted  
40 by section three hundred seventy-seven of this article or section three  
41 hundred seventy-nine of this article, pursuant to paragraph k of subdi-  
42 vision one of section three hundred eighty-one of this article, if such  
43 order was issued as a result of a complaint made by an individual.

44 § 4. This act shall take effect on the one hundred eightieth day after  
45 it shall have become a law; provided, however, that if section 3 of part  
46 T of chapter 57 of the laws of 2023 shall not have taken effect on or  
47 before such date then section two of this act shall take effect on the  
48 same date and in the same manner as such section, takes effect.