

WITHDRAWN AS OF 5/31/2016

Intro. Res. No. 1466-2016
Introduced by Legislator Muratore

Laid on Table 5/10/2016

**RESOLUTION NO. -2016, ADOPTING LOCAL LAW
NO. -2016, A LOCAL LAW TO AMEND REGULATIONS
ASSOCIATED WITH THE SERVICING OF AUTOMATIC FIRE
EXTINGUISHING SYSTEMS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on _____, 2016, a proposed local law entitled, "**A LOCAL LAW TO AMEND REGULATIONS ASSOCIATED WITH THE SERVICING OF AUTOMATIC FIRE EXTINGUISHING SYSTEMS**"; now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. -2016, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO AMEND REGULATIONS ASSOCIATED
WITH THE SERVICING OF AUTOMATIC FIRE EXTINGUISHING
SYSTEMS**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF
SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the County of Suffolk regulates the installation and maintenance of automatic fire extinguishing systems and portable fire extinguishers.

This Legislature further finds that individuals who install or maintain fire extinguishing systems must be licensed by the County and provide proof they have obtained a manufacturer's certification of training on specific systems.

This Legislature finds that the manufacturer certification requirement is unduly limiting, as many third party organizations have developed independent training and testing programs that are approved by the manufacturers themselves.

This Legislature also determines that Suffolk County should broaden the educational component of the County license requirement, allowing additional qualified individuals to engage in the important work of servicing and maintaining fire extinguisher systems and portable fire extinguishers.

Therefore, the purpose of this law is to amend Article III of Chapter 471 of the SUFFOLK COUNTY CODE to expand acceptable training programs for individuals licensed to service and maintain automatic fire suppression systems.

Section 2. Amendments.

Chapter 471 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**CHAPTER 471.
FIRE PREVENTION**

* * * *

**ARTICLE III.
SERVICING OF PORTABLE FIRE EXTINGUISHERS AND AUTOMATIC FIRE
EXTINGUISHING SYSTEMS**

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§ 471-19. License Application, Issuance and Requirements.

G. [An applicant shall submit an original manufacturer's certification for any particular system for which he/she has been so certified to service and/or install and/or a certificate of training acceptable to the Board for portable fire extinguisher servicing.] An applicant shall submit certification(s) of training as follows:

1. For the installation of automatic fire suppression systems, an applicant must provide an original manufacturer's certification of training for each system he or she seeks to install. Certificates of training must remain current for each system an applicant is permitted to install.
2. For the servicing and maintenance of automatic fire suppression systems, an applicant must provide an original certificate of training from the manufacturer of each system they seek to service or from a third party training and testing program approved by the Board. Certificates of training must remain current for each system an applicant is permitted to service and/or maintain.
3. For the servicing of portable fire extinguishers, an applicant must provide an original certificate of training from the manufacturer of each portable fire extinguisher they seek to service or from a third party training program approved by the Board. Certificates of training must remain current.

* * * *

Section 3. Applicability.

This law shall apply to all applications made on or after the effective date of this law.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision,

section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

This law shall take effect 120 days immediately subsequent to filing in the Office of the Secretary of State.

[] Brackets denote deletion of existing language
___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: