

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2019**

No. 76

Introduced by Council Members Kallos, Yeger, Gibson, Perkins, Ayala and Rivera.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to documentation, submission and public availability of cooling tower inspections and certifications

Be it enacted by the Council as follows:

Section 1. Subdivision f of section 17-194.1 of the administrative code of the city of New York, as added by local law number 77 for the year 2015, is amended to read as follows:

f. Inspections, cleaning and disinfection. All inspections, cleaning and disinfection required by this section shall be performed by or under the supervision of a qualified person. *For any inspection that includes tests conducted pursuant to paragraph 2 of subdivision e of this section, such qualified person shall, within five days of such inspection, report to the department the date on which such inspection occurred, and the department shall make that date available on a city website. The owner shall ensure that such report is submitted to the department by the qualified person within five days of the inspection. When the department inspects a property pursuant to paragraph 1 of subdivision i of this section, it shall check the accuracy of the dates reported pursuant to this subdivision against the dates of inspection in the records of the property owner.*

§ 2. Subdivision h of section 17-194.1 of the administrative code of the city of New York, as added by local law number 77 for the year 2015, is amended to read as follows:

h. Recordkeeping. *1. An owner shall keep and maintain records of all inspections and tests*

performed pursuant to this section for at least three years. An owner shall maintain a copy of the maintenance program and plan required by subdivision c of this section on the premises where a cooling tower is located. Such records and plan shall be made available to the department immediately upon request.

2. An owner shall make available the results of each inspection conducted pursuant to subdivision e of this section to any member of the public within five business days of a request, or within five business days of the receipt of such results by such owner, whichever is later.

§ 3. Section 28-317.5 of the administrative code of the city of New York, as added by local law number 77 for the year 2015, is amended to read as follows:

§ 28-317.5 Annual certification. The owner or operator of a cooling tower shall file [a] *an annual* certification [each year] that such cooling tower was inspected, tested, cleaned and disinfected in compliance with section 17-194.1 of the administrative code and the rules of the department of health and mental hygiene, and that a maintenance program and plan has been developed and implemented as required by such section. Such certification shall be submitted by November 1, 2016 and by November 1 of each year thereafter, or [as] *by a date* otherwise specified in the rules of the department. *The department of health and mental hygiene shall send an electronic reminder to each owner or operator of a cooling tower at least 30 days before such certification submission deadline. Such electronic reminder shall include a link to the website where such certification may be submitted.*

§ 4. This local law takes effect 180 days after it becomes law, except that the department of health and mental hygiene shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on March 28, 2019 and returned unsigned by the Mayor on April 30, 2019.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 76 of 2019, Council Int. No. 1149-B of 2018) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEVEN LOUIS, Acting Corporation Counsel.