



Legislation Text

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Int. No. 999

By Council Members Ariola, Brannan, Ung, Gutiérrez, Schulman, Banks, Holden, Avilés, Paladino, Marmorato, Carr and Vernikov

A Local Law to amend the administrative code of the city of New York, in relation to the installation of vape detectors in public middle and high schools

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-199.26 to read as follows:

§ 17-199.26 Provision of vape detectors to middle and high schools. a. Definitions. For purposes of this section, the following terms have the following meanings:

Middle and high school. The term “middle and high school” means any school of the city school district that contains any combination of grades from grade 6 through grade 12.

Vape detector. The term “vape detector” means a device designed to detect vapor produced by an electronic cigarette or similar device, used to monitor and alert for vaping within a specified area.

Vaping. The term “vaping” means inhaling and exhaling the aerosol, often referred to as vapor, that is produced by an e-cigarette or similar device.

b. In consultation with the chancellor of the city school district, the commissioner shall provide each middle and high school with an adequate supply of vape detectors sufficient to meet its needs.

§ 2. Title 21-A of the administrative code of the city of New York is amended by adding a new chapter 35 to read as follows:

CHAPTER 35

INSTALLATION OF VAPE DETECTORS

§ 21-1006 a. Definitions. For purposes of this section, the following terms have the following meanings:

Middle and high school. The term “middle and high school” means a school that contains any combination of grades from grade 6 through grade 12.

School. The term “school” means any school of the city school district.

Vape detector. The term “vape detector” means a device designed to detect vapor produced by an electronic cigarette or similar device, used to monitor and alert for vaping within a specified area.

Vaping. The term “vaping” means inhaling and exhaling the aerosol, often referred to as vapor, that is produced by an e-cigarette or similar device.

b. Installation. At the chancellor’s discretion and in coordination with the commissioner of health and mental hygiene, the chancellor shall install vape detectors in each middle and high school. The chancellor shall determine the number and type of vape detectors to be installed in each middle and high school and the locations for installation of vape detectors in each middle and high school pursuant to this subdivision.

c. Reporting. No later than 2 years after the effective date of the local law that added this section, the chancellor shall submit to the mayor and the speaker of the council and post conspicuously on the department’s website a report on the progress of vape detector installation in middle and high schools. Such report shall include a table in which each separate row references a unique school in which the chancellor is required to install vape detectors at the chancellor’s discretion pursuant to subdivision b of this section. Each such row shall include the following information, as well as any additional information the chancellor deems appropriate, set forth in separate columns:

1. The name of such school;
2. The borough in which such school is located;
3. Whether or not vape detectors have been installed in such school;

4. If vape detectors have not been installed in such school, an explanation for the lack of installation;
5. If vape detectors have been installed in such school, the number of vape detectors installed; and
6. If vape detectors have been installed in such school, the locations where vape detectors are installed.

§ 3. This local law takes effect 120 days after it becomes law.

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