S T A T E O F N E W Y O R K

4862--B

Cal. No. 458

2015-2016 Regular Sessions

I N S E N A T E

April 22, 2015

Introduced by Sen. GRIFFO -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- 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 -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the general business law, in relation to protection of underground utility facilities

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 762 of the general business law, as amended by chapter 685 of the laws of 1994, is amended to read as follows:

S 762. Duties of local governing bodies AND MUNICIPALITIES. The local governing bodies shall display in an appropriate location and provide a notice to each applicant for an excavation and demolition permit that informs them about their responsibilities under the law and regulations to protect underground facilities and the existence, operation and programs of the one-call notification system. ANY MUNICIPALITY WHICH CONTRACTS FOR EXCAVATION OF UNDERGROUND FACILITIES SHALL REQUIRE THE EXCAVATOR TO HAVE COMPLETED THE TRAINING AND EDUCATION PROGRAM PROVIDED BY THE ONE-CALL NOTIFICATION SYSTEM PURSUANT TO THIS ARTICLE.

S 2. Section 763 of the general business law is amended by adding a new subdivision 4 to read as follows:

4. ANY OPERATOR WHICH CONTRACTS FOR THE EXCAVATION OF UNDERGROUND FACILITIES SHALL REQUIRE THE EXCAVATOR TO HAVE COMPLETED THE TRAINING AND EDUCATION PROVIDED BY THE ONE-CALL NOTIFICATION SYSTEM PURSUANT TO THIS ARTICLE.

S 3. This act shall take effect immediately.

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

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