

2728

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. RABBITT -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, the state finance law, the public housing law, the education law and chapter 892 of the laws of 1971 amending the public authorities law and other laws relating to enabling the dormitory authority to construct and finance dormitories, buildings and health facilities, in relation to separate specifications for public works contracts

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

1 Section 1. The opening paragraph of subdivision 1 of section 101 of
2 the general municipal law, as amended by section 1 of part MM of chapter
3 57 of the laws of 2008, is amended to read as follows:
4 Except as otherwise provided in section two hundred twenty-two of the
5 labor law, every officer, board or agency of a political subdivision or
6 of any district therein, charged with the duty of preparing specifications
7 or awarding or entering into contracts for the erection,
8 construction, reconstruction or alteration of buildings, when the entire
9 cost of such public work shall exceed three million dollars in the counties
10 of the Bronx, Kings, New York, Queens, and Richmond; one million
11 five hundred thousand dollars in the counties of Nassau, ROCKLAND,
12 Suffolk and Westchester; and five hundred thousand dollars in all other
13 counties within the state, shall prepare separate specifications for the
14 following three subdivisions of the work to be performed:
15 S 2. The opening paragraph of paragraph (b) of subdivision 7 of
16 section 120-w of the general municipal law, as amended by section 2 of
17 part MM of chapter 57 of the laws of 2008, is amended to read as
18 follows:
19 Except as otherwise provided in section two hundred twenty-two of the
20 labor law, when the entire cost of constructing such building shall
21 exceed three million dollars in the counties of the Bronx, Kings, New

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

LBD05774-01-9

1 York, Queens, and Richmond; one million five hundred thousand dollars in
2 the counties of Nassau, ROCKLAND, Suffolk and Westchester; and five
3 hundred thousand dollars in all other counties within the state, the
4 project developer shall prepare separate specifications for the follow-
5 ing subdivisions of such work, so as to permit separate and independent
6 bidding upon each subdivision:

7 S 3. The opening paragraph of section 135 of the state finance law, as
8 amended by section 3 of part MM of chapter 57 of the laws of 2008, is
9 amended to read as follows:

10 Except as otherwise provided in section two hundred twenty-two of the
11 labor law, every officer, board, department, commission or commissions,
12 charged with the duty of preparing specifications or awarding or enter-
13 ing into contracts for the erection, construction or alteration of
14 buildings, for the state, when the entire cost of such work shall exceed
15 three million dollars in the counties of the Bronx, Kings, New York,
16 Queens, and Richmond; one million five hundred thousand dollars in the
17 counties of Nassau, ROCKLAND, Suffolk and Westchester; and five hundred
18 thousand dollars in all other counties within the state, must have
19 prepared separate specifications for each of the following three subdivi-
20 sions of the work to be performed:

21 S 4. The opening paragraph of subdivision 1 of section 151-a of the
22 public housing law, as amended by section 4 of part MM of chapter 57 of
23 the laws of 2008, is amended to read as follows:

24 Notwithstanding any inconsistent provision of this chapter or any
25 other general, special or local law, except as otherwise provided in
26 section two hundred twenty-two of the labor law, any authority or muni-
27 cipality, or any officer, board, department, commission or other agency
28 thereof charged with the duty of preparing specifications or awarding or
29 entering into contracts involving the erection, construction, recon-
30 struction or alteration of any building or other appurtenance as a part
31 of or in connection with a project or any part thereof in any part of
32 the state under or pursuant to the authority of this chapter, when the
33 entire cost of such work shall exceed three million dollars in the coun-
34 ties of the Bronx, Kings, New York, Queens, and Richmond; one million
35 five hundred thousand dollars in the counties of Nassau, ROCKLAND,
36 Suffolk and Westchester; and five hundred thousand dollars in all other
37 counties within the state, must have prepared separate specifications
38 for the following three subdivisions of the work to be performed:

39 S 5. The opening paragraph of subdivision 2 of section 458 of the
40 education law, as amended by section 5 of part MM of chapter 57 of the
41 laws of 2008, is amended to read as follows:

42 Except as otherwise provided in section two hundred twenty-two of the
43 labor law, every contract, lease or other agreement entered into by or
44 on behalf of the fund for the acquisition, lease, construction, recon-
45 struction, rehabilitation or improvement of the school portion of the
46 work in any combined occupancy structure shall contain a provision that,
47 when the entire cost of any such contemplated construction, recon-
48 struction, rehabilitation or improvement for the school portion of the
49 work shall exceed three million dollars in the counties of the Bronx,
50 Kings, New York, Queens, and Richmond; one million five hundred thousand
51 dollars in the counties of Nassau, ROCKLAND, Suffolk and Westchester;
52 and five hundred thousand dollars in all other counties within the
53 state, separate specifications shall be prepared for the following three
54 subdivisions of the work on the school portion to be performed:

1 S 6. The opening paragraph of subdivision 2 of section 482 of the
2 education law, as amended by section 6 of part MM of chapter 57 of the
3 laws of 2008, is amended to read as follows:

4 Except as otherwise provided in section two hundred twenty-two of the
5 labor law, every contract, lease or other agreement entered into by or
6 on behalf of the fund for the acquisition, lease, construction, recon-
7 struction, rehabilitation or improvement of any combined occupancy
8 structure shall contain a provision that, when the entire cost of any
9 such contemplated construction, reconstruction, rehabilitation or
10 improvement shall exceed three million dollars in the counties of the
11 Bronx, Kings, New York, Queens, and Richmond; one million five hundred
12 thousand dollars in the counties of Nassau, ROCKLAND, Suffolk and West-
13 chester; and five hundred thousand dollars in all other counties within
14 the state, separate specifications shall be prepared for the following
15 three subdivisions of the work to be performed:

16 S 7. The opening paragraph of section 9 of chapter 892 of the laws of
17 1971 amending the public authorities law and other laws relating to
18 enabling the dormitory authority to construct and finance dormitories,
19 buildings and health facilities, as amended by section 14 of part MM of
20 chapter 57 of the laws of 2008, is amended to read as follows:

21 Except as otherwise provided in section 222 of the labor law, the
22 dormitory authority in awarding or entering into contracts for the
23 erection, construction, reconstruction or alteration of buildings,
24 pursuant to the provisions added by this act, when the entire cost of
25 such work shall exceed three million dollars in the counties of the
26 Bronx, Kings, New York, Queens, and Richmond; one million five hundred
27 thousand dollars in the counties of Nassau, ROCKLAND, Suffolk and West-
28 chester; and five hundred thousand dollars in all other counties within
29 the state, shall prepare separate specifications for the following three
30 subdivisions of the work to be performed:

31 S 8. This act shall take effect immediately.