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

5468

2009-2010 Regular Sessions

I N A S S E M B L Y

February 13, 2009

Introduced by M. of A. BOYLAND -- read once and referred to the Committee on Judiciary

AN ACT to amend the general obligations law, in relation to requiring that all bridge ways, walkways, and overpasses built for safety purposes during construction are required to be salted and shoveled when there is snow or ice

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

Section 1. The general obligations law is amended by adding a new section 5-322.4 to read as follows:

S 5-322.4. BRIDGE WAYS, WALKWAYS AND OVERPASSES TO BE SALTED AND SHOVELED. EVERY WRITTEN CONTRACT OR AGREEMENT EXECUTED BY AN OWNER PROVIDING FOR THE BUILDING, CONSTRUCTION, REPAIR OR RENOVATION OF BUILDINGS, STRUCTURES, OR IMPROVEMENTS UPON REAL PROPERTY OWNED BY HIM OR IT INCLUDING CONTRACTS INVOLVING PUBLIC IMPROVEMENTS AND CONTRACTS INVOLVING RESIDENTIAL PROPERTY, SHALL CONTAIN A CLAUSE REQUIRING SUCH OWNER TO SET FORTH IN SAID CONTRACT THAT ALL BRIDGE WAYS, WALKWAYS, AND OVERPASSES BUILT FOR SAFETY PURPOSES DURING CONSTRUCTION ARE REQUIRED TO BE SALTED AND SHOVELED WHEN SNOW OR ICE APPEARS.

S 2. This act shall take effect immediately.

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

LBD08781-01-9