

8383

2009-2010 Regular Sessions

I N A S S E M B L Y

May 18, 2009

Introduced by M. of A. JOHN -- read once and referred to the Committee
on Labor

AN ACT to amend the labor law, in relation to requiring utility companies to employ only competent workers skilled in the work of excavation or construction projects when working on a public thoroughfare of the state, county or municipality

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

1 Section 1. The labor law is amended by adding a new section 28 to read
2 as follows:
3 S 28. WORKERS ON EXCAVATION OR CONSTRUCTION PROJECTS. UTILITY COMPANIES OR THEIR CONTRACTORS AND SUBCONTRACTORS PERFORMING EXCAVATION OR
4 CONSTRUCTION TO USE OR OPEN A PUBLIC THOROUGHFARE OF THE STATE, COUNTY
5 OR MUNICIPALITY SHALL EMPLOY ONLY COMPETENT WORKERS SKILLED IN THE WORK
6 REQUIRED OF THEM AND THAT THE PREVAILING WAGE FOR SIMILAR TITLES AS
7 ESTABLISHED BY THE FISCAL OFFICER PURSUANT TO SECTION TWO HUNDRED TWENTY
8 OF THIS CHAPTER SHALL BE PAID TO THOSE SO EMPLOYED. FOR PURPOSES OF THIS
9 SECTION THE TERM "PUBLIC THOROUGHFARE" SHALL INCLUDE A PUBLIC STREET,
10 ROAD, BRIDGE AND RIGHT OF WAY.
11 S 2. This act shall take effect immediately.
12

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

LBD11807-01-9