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

1132

2009-2010 Regular Sessions

I N S E N A T E

January 26, 2009

Introduced by Sens. PERKINS, BRESLIN, DILAN, DUANE, HASSELL-THOMPSON, C. JOHNSON, KLEIN, KRUEGER, KRUGER, MONTGOMERY, ONORATO, OPPENHEIMER, SAMPSON, SAVINO, SCHNEIDERMAN, SERRANO, SMITH, STACHOWSKI, THOMPSON, VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the labor law, in relation to authorizing the commissioner of labor to implement rules and regulations concerning the removal of lead, asbestos and other hazardous wastes

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

Section 1. Section 902 of the labor law is amended by adding a new subdivision 6 to read as follows:

6. (A) THE COMMISSIONER SHALL ESTABLISH RULES AND REGULATIONS REGARDING THE LICENSING AND CERTIFICATION OF THE REMOVAL OF LEAD, ASBESTOS AND OTHER HAZARDOUS MATERIALS. SUCH RULES AND REGULATIONS SHALL BE PROMULGATED ON OR BEFORE JANUARY FIRST NEXT SUCCEEDING THE EFFECTIVE DATE OF THIS SUBDIVISION.

(B) ANY PERSON WHO HELD A VALID LICENSE OR CERTIFICATE REGARDING THE REMOVAL OF LEAD, ASBESTOS OR OTHER HAZARDOUS MATERIAL PRIOR TO JANUARY FIRST IN THE YEAR PRECEDING THE EFFECTIVE DATE OF THIS SUBDIVISION, SHALL NOT BE SUBJECT TO THE RULES AND REGULATIONS ESTABLISHED PURSUANT TO PARAGRAPH (A) OF THIS SUBDIVISION, BUT SHALL CONTINUE TO BE GOVERNED BY ANY RULE OR REGULATION THAT WAS ESTABLISHED PRIOR TO THE DATE OF PROMULGATION OF THE RULES AND REGULATIONS REQUIRED BY PARAGRAPH (A) OF THIS SUBDIVISION.

S 2. 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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