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

8063

2009-2010 Regular Sessions

I N A S S E M B L Y

May 4, 2009

Introduced by M. of A. LATIMER, PEOPLES-STOKES, DESTITO, GALEF, REILLY, FIELDS, PERRY, ESPAILLAT, GORDON, HYER-SPENCER, KOON, SPANO -- Multi-Sponsored by -- M. of A. ALESSI, HEASTIE, McENENY, RAMOS, RUSSELL, STIRPE, SWEENEY, TITONE -- (at request of the Office of General Services) -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the state finance law, in relation to deposits on plans and specifications for contracts for public works

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

Section 1. Subdivision 1 of section 143 of the state finance law, as amended by chapter 43 of the laws of 1969, is amended to read as follows:

1. Notwithstanding any inconsistent provision of any general or special law, the board, division, department, bureau, agency, officer or commission of the state charged with the duty of preparing plans and specifications for and awarding or entering into contracts for the performance of public work [shall] MAY require the payment of a fixed sum of money, not exceeding one hundred dollars, for each copy of such plans and specifications, by persons or corporations desiring a copy thereof. Any person or corporation desiring a copy of such plans and specifications and making the deposit required by this section shall be furnished with one copy of the plans and specifications. NOTWITHSTANDING THE ABOVE WHERE PAYMENT IS REQUIRED, IT SHALL BE WAIVED UPON REQUEST BY MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES CERTIFIED PURSUANT TO ARTICLE FIFTEEN-A OF THE EXECUTIVE LAW. SUCH PAYMENT MAY ALSO BE WAIVED WHEN THE PLANS AND SPECIFICATIONS ARE MADE AVAILABLE AND OBTAINED ELECTRONICALLY OR IN ANY NON-PAPER FORM FROM THE BOARD, DIVISION, DEPARTMENT, BUREAU, AGENCY, OFFICER OR COMMISSION OF THE STATE.

S 2. This act shall take effect immediately.

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