

1714

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. LANCMAN -- 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. This act shall be known and may be cited as the "roadway
2 construction competent worker act".
3 S 2. The labor law is amended by adding a new section 28 to read as
4 follows:
5 S 28. WORKERS ON EXCAVATION OR CONSTRUCTION PROJECTS. UTILITY COMPA-
6 NIES OR THEIR CONTRACTORS AND SUBCONTRACTORS PERFORMING EXCAVATION OR
7 CONSTRUCTION TO USE OR OPEN A PUBLIC THOROUGHFARE OF THE STATE, COUNTY
8 OR MUNICIPALITY SHALL EMPLOY ONLY COMPETENT WORKERS SKILLED IN THE WORK
9 REQUIRED OF THEM AND THAT THE PREVAILING WAGE FOR SIMILAR TITLES AS
10 ESTABLISHED BY THE FISCAL OFFICER PURSUANT TO SECTION TWO HUNDRED TWENTY
11 OF THIS CHAPTER SHALL BE PAID TO THOSE SO EMPLOYED. FOR PURPOSES OF THIS
12 SECTION THE TERM "PUBLIC THOROUGHFARE" SHALL INCLUDE A PUBLIC STREET,
13 ROAD, BRIDGE AND RIGHT OF WAY.
14 S 3. 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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