

6058

2011-2012 Regular Sessions

I N A S S E M B L Y

March 4, 2011

Introduced by M. of A. HAWLEY -- read once and referred to the Committee
on Governmental Operations

AN ACT to amend the general construction law, in relation to allowing
for online publication of public notices

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

1 Section 1. The general construction law is amended by adding a new
2 section 40-a to read as follows:
3 S 40-A. PUBLIC NOTICES AND PUBLICATIONS. 1. SUBJECT TO THE PROVISIONS
4 OF SUBDIVISION TWO OF THIS SECTION AND NOTWITHSTANDING ANY PROVISION OF
5 LAW TO THE CONTRARY, IN ANY CASE IN WHICH NOTICE OF ANY FACT IS REQUIRED
6 BY LAW TO BE PUBLISHED OR ADVERTISED IN A NEWSPAPER, IN ADDITION SUCH
7 REQUIREMENT SHALL BE SATISFIED BY PUBLICATION OF THE NOTICE IN AN ONLINE
8 NEWS PUBLICATION THAT:
9 A. PROVIDES GENERAL INTEREST NEWS ON A DAILY BASIS TO A DEFINED
10 GEOGRAPHIC LOCATION; AND
11 B. HAS BEEN CONTINUOUSLY PUBLISHED FOR AT LEAST ONE YEAR PRIOR TO THE
12 DATE OF PUBLICATION OF THE NOTICE.
13 2. ANY PUBLICATION MADE PURSUANT TO THE TERMS OF THIS SECTION SHALL BE
14 SUBJECT TO ALL REQUIREMENTS AND STIPULATIONS OF PUBLICATION IMPOSED BY
15 LAW OR BY ORDER OF A COURT OF COMPETENT JURISDICTION WITH REGARD TO THE
16 NOTICE WITH THE EXCEPTION OF A REQUIREMENT THAT THE NOTICE BE PUBLISHED
17 IN A NEWSPAPER.
18 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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