

6354

2011-2012 Regular Sessions

I N A S S E M B L Y

March 15, 2011

Introduced by M. of A. NOLAN -- read once and referred to the Committee
on Economic Development

AN ACT to amend the general business law, in relation to increasing the
penalties for failure to comply with provisions relating to the
protection of underground facilities law

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

1 Section 1. Paragraph a of subdivision 1 of section 765 of the general
2 business law, as amended by chapter 685 of the laws of 1994, is amended
3 to read as follows:
4 a. Failure to comply with any provision of this article shall subject
5 an excavator or an operator to a civil penalty of up to [one] FIVE thou-
6 sand dollars for the first violation and up to an additional [seven]
7 FIFTEEN thousand [five hundred] dollars for each succeeding violation
8 which occurs in connection with the entire self-same excavation or demo-
9 lition activity within a two month period.
10 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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