

6058

2011-2012 Regular Sessions

I N   A S S E M B L Y

March 4, 2011

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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 ASSEM-  
BLY, 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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