

9731

I N A S S E M B L Y

March 29, 2012

Introduced by M. of A. GABRYSZAK -- read once and referred to the
Committee on Labor

AN ACT to amend the labor law, in relation to exempting contractors
employed by a municipality from payment of asbestos project notifica-
tion fees for demolitions

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

1 Section 1. Subdivision 2 of section 904 of the labor law, as amended
2 by section 1 of part BB of chapter 57 of the laws of 2009, is amended to
3 read as follows:
4 2. Any contractor engaged in an asbestos project involving more than
5 two hundred sixty linear feet or more than one hundred sixty square feet
6 of asbestos or asbestos materials shall notify both the United States
7 Environmental Protection Agency, Region II, Air and Hazardous Material
8 Division and the commissioner in writing ten days prior to the commence-
9 ment of work on the project or, if emergency conditions make it impossi-
10 ble to provide ten days prior notice, as soon as practicable after iden-
11 tification of the project. The notice to the commissioner shall include
12 the following information: the name, address and asbestos handling
13 license number of the contractor working on the project; the address and
14 description of the building or area, including size, age and prior use
15 of the building or area; the amount of friable asbestos material present
16 in square feet and/or linear feet, if applicable; room designation
17 numbers or other local information where such asbestos material is found
18 unless such material is found throughout the entire structure; the sche-
19 duled starting and completion dates for removal; the procedures and
20 equipment, including ventilating systems that will be employed; any
21 additional information which the commissioner may require; and, EXCEPT
22 FOR CONTRACTORS EMPLOYED BY A MUNICIPALITY TO ENGAGE IN SUCH ASBESTOS
23 PROJECTS, shall be accompanied by a project notification fee as follows:

24	Project Size/Linear Feet	Fee
25	260-429	\$200

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

LBD14019-04-2

1	430-824	400
2	825-1649	1,000
3	1650 or more	2,000

4	Project Size/Square Feet	Fee
5	160-259	\$200
6	260-499	400
7	500-999	1,000
8	1000 or more	2,000

9 S 2. This act shall take effect immediately.