

1598--A

2013-2014 Regular Sessions

I N   S E N A T E

(PREFILED)

January 9, 2013

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Introduced by Sens. GRISANTI, LIBOUS -- read twice and ordered printed, and when printed to be committed to the Committee on Labor -- committee discharged and said bill committed to the Committee on Infrastructure and Capital Investment -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the labor law, in relation to exempting contractors employed by certain municipalities from payment of asbestos project notification fees for demolitions

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, 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-

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

LBD05422-02-3

1 duled starting and completion dates for removal; the procedures and  
2 equipment, including ventilating systems that will be employed; any  
3 additional information which the commissioner may require; and, EXCEPT  
4 FOR CONTRACTORS EMPLOYED BY A CITY WITH A POPULATION OF OVER ONE HUNDRED  
5 TWENTY-FIVE THOUSAND BUT NOT MORE THAN ONE MILLION TO ENGAGE IN SUCH  
6 ASBESTOS PROJECTS, shall be accompanied by a project notification fee as  
7 follows:

8	Project Size/Linear Feet	Fee
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9	260-429	\$200
10	430-824	400
11	825-1649	1,000
12	1650 or more	2,000

13	Project Size/Square Feet	Fee
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14	160-259	\$200
15	260-499	400
16	500-999	1,000
17	1000 or more	2,000

18 S 2. This act shall take effect immediately.