

4004--A

Cal. No. 347

2013-2014 Regular Sessions

I N S E N A T E

March 4, 2013

Introduced by Sens. MAZIARZ, RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the public authorities law, in relation to qualified installers under the state apprenticeship training program

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

- 1 Section 1. The public authorities law is amended by adding a new  
2 section 1884 to read as follows:  
3 S 1884. QUALIFIED INSTALLERS. 1. NOTWITHSTANDING ANY LAW, RULE, REGU-  
4 LATION OR POLICY TO THE CONTRARY, WITH RESPECT TO ANY SOLICITATION  
5 OFFERED BY THE AUTHORITY, ANY INDIVIDUAL ACCREDITED THROUGH AN APPREN-  
6 TICESHIP PROGRAM PURSUANT TO ARTICLE TWENTY-THREE OF THE LABOR LAW SHALL  
7 BE DEEMED TO BE A QUALIFIED INSTALLER FOR ANY SUCH SOLICITATION THAT  
8 FALLS SUBSTANTIALLY WITHIN THE TRADE OR AREA FOR WHICH SUCH INDIVIDUAL  
9 HAS COMPLETED AN APPRENTICESHIP PROGRAM PURSUANT TO ARTICLE TWENTY-THREE  
10 OF THE LABOR LAW.  
11 2. THE AUTHORITY IS PROHIBITED FROM REQUIRING ADDITIONAL COURSES OR  
12 CERTIFICATIONS FOR SUCH QUALIFIED INDIVIDUALS, PROVIDED THAT THE WORK  
13 THAT IS BEING DONE FALLS SUBSTANTIALLY WITHIN THE TRADE OR AREA FOR  
14 WHICH SUCH INDIVIDUAL HAS COMPLETED AN APPRENTICESHIP PROGRAM PURSUANT  
15 TO ARTICLE TWENTY-THREE OF THE LABOR LAW.  
16 3. FOR THE PURPOSES OF THIS SECTION, THE PHRASE "SUBSTANTIALLY WITHIN  
17 THE TRADE OR AREA" SHALL MEAN WITHIN THE SCOPE OF WORK AS DEFINED BY THE  
18 DEPARTMENT OF LABOR FOR THAT TRADE OR AREA PURSUANT TO ARTICLE EIGHT OF  
19 THE LABOR LAW.  
20 S 2. This act shall take effect immediately and shall be applied  
21 retroactively to any solicitation of the New York state energy research  
22 and development authority where work has not already commenced.

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

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