

1490

2015-2016 Regular Sessions

I N A S S E M B L Y

January 12, 2015

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to guidelines for disqualifying stand-by contractors

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

1 Section 1. Subdivision 4 of section 3-0309 of the environmental
2 conservation law is amended by adding a new paragraph a-1 to read as
3 follows:
4 A-1. GUIDELINES FOR DISQUALIFYING CONTRACTORS WHICH SHALL BE BASED
5 UPON SECTION ONE HUNDRED THIRTY-NINE-B OF THE STATE FINANCE LAW AND SUCH
6 OTHER FACTORS DEEMED APPROPRIATE INCLUDING, BUT NOT LIMITED TO, PAST
7 PERFORMANCE ON STATE CONTRACTS, REASONABLENESS OF PRICE CHARGED FOR PAST
8 PERFORMANCE OF STATE CONTRACTS, ANY NEGLIGENCE OR MALFEASANCE COMMITTED
9 DURING THE PAST PERFORMANCE OF STATE CONTRACTS, AND ANY CONVICTION OF A
10 CRIME WHICH REFLECTS UPON THE HONESTY, INTEGRITY OR CAPABILITY OF A
11 CONTRACTOR;
12 S 2. This act shall take effect on the one hundred twentieth day after
13 it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized to be made on or
14 before such effective date.
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EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [] is old law to be omitted.

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