

1490

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 12, 2015

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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, amend-  
14 ment and/or repeal of any rule or regulation necessary for the implemen-  
15 tation of this act on its effective date is authorized to be made on or  
16 before such effective date.

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

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