STATE OF NEW YORK

1160

2017-2018 Regular Sessions

IN ASSEMBLY

January 11, 2017

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

AN ACT to amend the administrative code of the city of New York, in relation to the department of buildings keeping records regarding fatal construction accidents

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 28-103.21 of the administrative code of the city of New York, as added by local law number 29 of the city of New York for the year 2008, is amended to read as follows:

§28-103.21 Incident lists. The commissioner shall post on the department's website a list of every incident**, including those where no violation or threat to public safety existed,** that occurred on every construction site within the city of New York that resulted in an injury and/or a fatality, either or both of which were reported to the department or of which the department otherwise became aware. Such list shall be updated monthly. Such list shall identify the owner and the general contractor of the site where the incident occurred, the nature of the work being performed at the time of the incident, violations issued as a result of the incident**, if any,** and to whom such violations were issued, and the number of persons injured and/or killed. Such list shall also set forth the total number of injuries and fatalities reported to the department or of which the department otherwise became aware that occurred on construction sites within each borough and within the entire city for each of the previous five calendar years.

§ 2. Section 28-103.14 of the administrative code of the city of New York, as added by local law number 33 of the city of New York for the year 2007, is amended to read as follows:

§28-103.14 Department records. The department shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections, **every incident, including those where**

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

LBD01939-01-7

no violation or threat to public safety existed, that occurred on every construction site within the city of New York that resulted in a fatality, and notices and orders issued. Such records shall be retained in the official records for the period required for retention of public records.

§ 3. This act shall take effect immediately.