

# STATE OF NEW YORK

8254

2017-2018 Regular Sessions

## IN ASSEMBLY

June 2, 2017

Introduced by M. of A. HUNTER, TITUS -- (at request of the Department of Labor) -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to asbestos demolition surveys

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

1 Section 1. Subdivision 10 of section 241 of the labor law, as added by  
2 chapter 520 of the laws of 1989, is amended to read as follows:

3 10. Prior to advertising for bids or contracting for or commencing  
4 work on any demolition work on buildings covered under this section  
5 except agricultural buildings as defined in regulations promulgated by  
6 the commissioner [~~and except buildings the construction of which was~~  
7 ~~begun on or after January first, nineteen hundred seventy four~~], all  
8 owners and their agents, except owners of one and two-family dwellings  
9 who contract for but do not direct or control the work, shall conduct or  
10 cause to be conducted a survey to determine whether or not the building  
11 to be demolished contains asbestos or asbestos material as defined in  
12 section nine hundred one of this chapter. Such surveys shall be  
13 conducted in conformance with rules and regulations promulgated by the  
14 commissioner. Information derived from such survey shall be immediately  
15 transmitted to the commissioner and to the local governmental entity  
16 charged with issuing a permit for such demolition under applicable state  
17 or local laws or, if no such permit is required, to the town or city  
18 clerk. If such survey finds that a building to be demolished contains  
19 asbestos or asbestos material as defined by section nine hundred one of  
20 the chapter, no bids shall be advertised nor contracts awarded nor demo-  
21 lition work commenced by any owner or agent prior to completion of an  
22 asbestos remediation contract performed by a licensed asbestos contrac-  
23 tor as defined by section nine hundred one of this chapter.

24 § 2. This act shall take effect on the ninetieth day after it shall  
25 have become a law.

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

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