

# STATE OF NEW YORK

3079--A

2019-2020 Regular Sessions

## IN SENATE

February 1, 2019

Introduced by Sens. ADDABBO, COMRIE, MYRIE, RAMOS -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the highway law, in relation to providing notice to school districts located in a city with a population of one million or more of certain construction projects

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

1 Section 1. Section 102 of the highway law is amended by adding a new  
2 subdivision 19 to read as follows:

3 19. a. Furnish written notice to a school district located in a city  
4 with a population of one million or more fourteen days prior to the  
5 commencement of a construction project undertaken within a three hundred  
6 foot radius of any building of such school district that is used for  
7 student instruction. No written notice shall be required pursuant to  
8 this subdivision when the commencement of a construction project is in  
9 response to an emergency.

10 b. (i) The term "construction" as used in this subdivision means the  
11 erection, building, or substantial acquisition, alteration, recon-  
12 struction, improvement, extension or modification, including public  
13 utility improvements, of a highway, sidewalk or appurtenance thereof.

14 (ii) The term "emergency" as used in this subdivision means a situ-  
15 ation involving danger to life, safety or property which requires imme-  
16 diate action, is essential to efficient operation or the adequate  
17 provision of service by a municipality, school district or the state,  
18 and is a direct consequence of an accident or other unforeseen circum-  
19 stance.

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

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

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