STATE OF NEW YORK

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3079--A

2019-2020 Regular Sessions

IN SENATE

February 1, 2019
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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 commit-
   tee

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 Assem-
   bly, 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.

                                                        LBD06796-02-0