STATE OF NEW YORK

7908

2019-2020 Regular Sessions

IN ASSEMBLY

May 28, 2019

Introduced by M. of A. BYRNE -- read once and referred to the Committee on Transportation

AN ACT to amend the highway law, in relation to allowing for the emergency repair of state highways within the Town of Somers

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

Section 1. The highway law is amended by adding a new section 142-e to read as follows:

§ 142-e. Emergency repair of state highways. 1. The town board of the town of Somers, Westchester county, may authorize the town superintendent to repair state routes thirty-five, one hundred, one hundred sixteen, one hundred eighteen, one hundred thirty-eight, one hundred thirty-nine and two hundred two within the town where a section of the state highway:

(a) requires immediate repairs;

(b) has caused damage to multiple vehicles traveling on the highway; and

(c) will not be repaired by the department in a timely manner.

2. Upon the town superintendent repairing a state highway, the department shall reimburse the town for their actual costs for performing the repair. Moneys received by a town pursuant to the provisions of this section shall be first applied to the credit of the fund authorized by subdivision four of section one hundred forty-one of this article to the extent that any expense incurred was originally charged thereto, and the balance of such moneys, if any, shall be credited to the fund authorized by subdivision three of section one hundred forty-one of this article.

§ 2. This act shall take effect immediately.

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

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