STATE OF NEW YORK

5282

2021-2022 Regular Sessions

IN ASSEMBLY

February 12, 2021

Introduced by M. of A. GUNTHER, STECK, PALMESANO, FRIEND, FITZPATRICK, MONTESANO, HAWLEY, J. M. GIGLIO -- Multi-Sponsored by -- M. of A. BLANKENBUSH, McDONOUGH, J. RIVERA -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to increasing the threshold at which certain buildings, structures and public works are required to be planned and supervised by a professional engineer, land surveyor or architect

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

Section 1. Subdivision 3 of section 7209 of the education law, as added by chapter 987 of the laws of 1971, is amended to read as follows:

3. No county, city, town or village or other political subdivision of this state shall engage in the construction or maintenance of any public work involving engineering or land surveying for which plans, specifications and estimates have not been made by, and the construction and maintenance supervised by, a professional engineer or land surveyor; provided that this section shall not apply to the construction, improvement or maintenance of county roads or town highways, nor to any other public works wherein the contemplated expenditure for the completed project does not exceed [~~five~~] **fifty** thousand dollars. This section shall not be construed as affecting or preventing any county, city, town or village or other political subdivision of this state from engaging an architect licensed in this state for the preparation of plans, specifications and estimates for and the supervision of construction or maintenance of public works.

§ 2. Paragraph b of subdivision 7 of section 7209 of the education law, as added by chapter 987 of the laws of 1971, is amended to read as follows:

b. To alterations to any building or structure costing [~~ten~~] **fifty** thousand dollars or less which do not involve changes affecting the

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

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structural safety or public safety thereof nor to farm buildings, including barns, sheds, poultry houses and other buildings used directly and solely for agricultural purposes; nor to residence buildings of gross floor area of fifteen hundred square feet or less, not including garages, carports, porches, cellars, or uninhabitable basements or attics.

§ 3. Subdivision 5 of section 7307 of the education law, as added by chapter 987 of the laws of 1971, paragraph 1 as amended by chapter 994 of the laws of 1971 and paragraph 2 as amended by chapter 591 of the laws of 1986, is amended to read as follows:

5. This article shall not apply to: [~~1.~~] **a.** Farm buildings, including barns, sheds, poultry houses and other buildings used directly and solely for agricultural purposes; nor to residence buildings of gross area of fifteen hundred square feet or less, not including garages, carports, porches, cellars, or uninhabitable basements or attics; or

[~~2.~~] **b.** Alterations, costing ten thousand dollars or less, to any building or structure within the city of New York and [~~twenty~~] **fifty** thousand dollars or less, to any building or structure outside the city of New York which do not involve changes affecting the structural safety or public safety thereof.

§ 4. This act shall take effect immediately.