

# STATE OF NEW YORK

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1003

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. GAUGHRAN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to building permits

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

1 Section 1. Section 125 of the general municipal law, as added by chapter 439 of the laws of 1998, is amended to read as follows:

2 § 125. Issuance of building permits. 1. No city, town or village shall  
3 issue a building permit without obtaining from the permit applicant  
4 either:

5 ~~[1-]~~ (a) proof duly subscribed that workers' compensation insurance  
6 and disability benefits coverage issued by an insurance carrier in a  
7 form satisfactory to the chair of the workers' compensation board as  
8 provided for in section fifty-seven of the workers' compensation law is  
9 effective; or

10 ~~[2-]~~ (b) an affidavit that such permit applicant has not engaged an  
11 employer or any employees as those terms are defined in section two of  
12 the workers' compensation law to perform work relating to such building  
13 permit.

14 2. Notwithstanding any law, rule or regulation to the contrary a city,  
15 town or village may establish a program whereby a building permit may be  
16 issued based upon a certification by a registered architect licensed to  
17 practice in the state of New York or a professional engineer licensed to  
18 practice in the state of New York that the intended work as set forth in  
19 the building permit application meets the requirements of the Uniform  
20 Fire Prevention and Building Code. Such program shall include a require-  
21 ment for a random audit of applications for a building permit to ensure  
22 compliance.

23 § 2. This act shall take effect immediately.  
24

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

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