

# STATE OF NEW YORK

3180--A

2023-2024 Regular Sessions

## IN ASSEMBLY

February 2, 2023

Introduced by M. of A. BARRETT, SEAWRIGHT, PAULIN, WOERNER, DICKENS, THIELE, SILLITTI, STIRPE, OTIS, SIMON, GLICK, CARROLL, EPSTEIN, STECK, GONZALEZ-ROJAS, RAGA, CUNNINGHAM, BURDICK, MAMDANI, LEVENBERG, MEEKS, KELLES, CLARK, SHRESTHA, LUNSFORD, DE LOS SANTOS, BORES -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the highway law, in relation to requiring the consideration of complete street design for certain transportation projects which receive federal or state funding

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

1 Section 1. Subdivision (a) of section 331 of the highway law, as  
2 added by chapter 398 of the laws of 2011, is amended and a new subdivi-  
3 sion (e) is added to read as follows:

4 (a) For all state, county and local transportation projects that are  
5 undertaken by the department or receive [~~both~~] federal [~~and~~], state or  
6 both federal and state funding and are subject to department of trans-  
7 portation oversight, the department or agency with jurisdiction over  
8 such projects shall consider the convenient access and mobility on the  
9 road network by all users of all ages, including motorists, pedestrians,  
10 bicyclists, and public transportation users through the use of complete  
11 street design features in the planning, design, construction, recon-  
12 struction and rehabilitation, but not including resurfacing, mainte-  
13 nance, or pavement recycling of such projects.

14 (e) The department may compile and make available publicly, on its  
15 website, design guidance and reference material related to consideration  
16 of complete street design, including but not limited to the department's  
17 highway design guidance, federal highway administration guidance, and  
18 guidance from nationally recognized highway and transportation associ-

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

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1 ations and organizations, to assist agencies with jurisdiction over  
2 projects subject to the provisions of this section in complying with  
3 this section.  
4 § 2. This act shall take effect on the one hundred eightieth day after  
5 it shall have become a law; provided, however, that this act shall not  
6 apply to transportation projects undertaken or approved prior to the  
7 date on which this act shall have become a law. Effective immediately,  
8 the addition, amendment and/or repeal of any rule or regulation neces-  
9 sary for the implementation of this act on its effective date are  
10 authorized to be made and completed on or before such effective date.