

STATE OF NEW YORK

10090

IN ASSEMBLY

May 3, 2024

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

AN ACT in relation to authorizing and directing the commissioner of transportation to conduct a study on the feasibility of removing all existing 3-cable guide rails on New York roadways; and providing for the repeal of such provisions upon expiration thereof

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

- 1 Section 1. 1. The commissioner of transportation is authorized and
- 2 directed to conduct a study on the feasibility of removing all existing
- 3 3-cable guide rails on New York roadways and replacing such guide rails
- 4 with safer modern alternatives. Such study shall include, but not be
- 5 limited to:
- 6 a. The approximate location and mileage within the state where 3-cable
- 7 guide rails are still in use;
- 8 b. The estimated cost to remove and replace the remaining 3-cable
- 9 guide rails and whether such costs would be primarily borne by the state
- 10 or the localities where such rails are in use;
- 11 c. The estimated duration the removal would take if conducted in the
- 12 most cost-effective manner for both the state and affected localities;
- 13 and
- 14 d. The estimated impact on vehicle and motorist safety by removing and
- 15 replacing 3-cable guide rails with modern alternatives.
- 16 § 2. In conducting such study, the commissioner of transportation may
- 17 consult with any federal, state, or local office, agency, or department
- 18 and request information from any such entity that is relevant and mate-
- 19 rial to the completion of such study and subsequent report.
- 20 § 3. Within one year after the effective date of this act, the commis-
- 21 sioner of transportation shall prepare and submit to the governor, the
- 22 temporary president of the senate, the speaker of the assembly, the
- 23 minority leader of the senate, and the minority leader of the assembly a
- 24 report containing the study's findings concerning the feasibility of
- 25 removing and replacing all existing 3-cable guide rails on New York

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

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1 roadways and recommendations for legislative or other actions that can
2 be undertaken to implement provisions as deemed feasible by such report.
3 § 4. This act shall take effect immediately and shall expire and be
4 deemed repealed one year after it shall have become a law.