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:

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

(a) For all state, county and local transportation projects that are undertaken by the department or receive [~~both~~] federal [~~and~~]~~,~~ state **or both federal and state** funding and are subject to department of transportation oversight, the department or agency with jurisdiction over such projects shall consider the convenient access and mobility on the road network by all users of all ages, including motorists, pedestrians, bicyclists, and public transportation users through the use of complete street design features in the planning, design, construction, reconstruction and rehabilitation, but not including resurfacing, maintenance, or pavement recycling of such projects.

(e) The department may compile and make available publicly, on its website, design guidance and reference material related to consideration of complete street design, including but not limited to the department's highway design guidance, federal highway administration guidance, and 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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ations and organizations, to assist agencies with jurisdiction over projects subject to the provisions of this section in complying with this section.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that this act shall not apply to transportation projects undertaken or approved prior to the date on which this act shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.