

# STATE OF NEW YORK

6512

2023-2024 Regular Sessions

## IN ASSEMBLY

April 12, 2023

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

AN ACT to amend the highway law, in relation to providing notice to school districts and nonpublic schools located in a city with a population of one million or more of certain construction projects

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

1 Section 1. Section 102 of the highway law is amended by adding a new  
2 subdivision 19 to read as follows:

3 19. a. Furnish written notice to a school district or a nonpublic  
4 school located in a city with a population of one million or more four-  
5 teen days prior to the commencement of a construction project undertaken  
6 within a three hundred foot radius of any building of such school  
7 district or nonpublic school that is used for student instruction. No  
8 written notice shall be required pursuant to this subdivision when the  
9 commencement of a construction project is in response to an emergency.

10 b. (i) The term "construction" as used in this subdivision means the  
11 erection, building, or substantial acquisition, alteration, recon-  
12 struction, improvement, extension or modification, including public  
13 utility improvements, of a highway, sidewalk or appurtenance thereof.

14 (ii) The term "emergency" as used in this subdivision means a situ-  
15 ation involving danger to life, safety or property which requires imme-  
16 diate action, is essential to efficient operation or the adequate  
17 provision of service by a municipality, school district, nonpublic  
18 school or the state, and is a direct consequence of an accident or other  
19 unforeseen circumstance.

20 § 2. This act shall take effect on the ninetieth day after it shall  
21 have become a law.

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

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