

STATE OF NEW YORK

7540

2025-2026 Regular Sessions

IN ASSEMBLY

April 1, 2025

Introduced by M. of A. McMAHON, SEAWRIGHT, SIMON, LUNSFORD, SHIMSKY, KELLES, SANTABARBARA, BORES -- read once and referred to the Committee on Transportation

AN ACT to amend the highway law, in relation to consolidated local highway assistance payments ("CHIPS")

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

1 Section 1. Subdivision 1 of section 10-c of the highway law, as
2 amended by chapter 20 of the laws of 1983, is amended and a new subdivi-
3 sion 1-a is added to read as follows:
4 1. Notwithstanding any other provisions of this chapter or any other
5 law, and subject to an appropriation made therefor and in accordance
6 with the provisions of this section and with the rules and regulations
7 promulgated by the commissioner in connection therewith, on and after
8 the first day of April, nineteen hundred eighty-two, a consolidated
9 local highway assistance program is hereby established for the purpose
10 of making payments toward the construction, operation and/or maintenance
11 of highways, bridges [~~and~~], highway-railroad crossings, bicycle paths,
12 Greenway trails, and other paved trails for non-motorized use that are
13 not on the state highway system. For purposes of this section, such
14 program shall apply to any county, city, town or village highway, bridge
15 [~~and/or~~], highway-railroad crossing, bicycle path, Greenway trail,
16 and/or other paved trail for non-motorized use within the state that is
17 not on the state highway system and not under the maintenance and/or
18 operational jurisdiction of the state. Provided, however, that such
19 bicycle paths, Greenway trails, and other paved trails for non-motorized
20 use shall either be within the right of way of, or bisect, transect,
21 begin, or terminate at, a highway right of way that is not on the state
22 highway system and not under the maintenance and/or operational juris-
23 isdiction of the state. The commissioner shall promulgate all necessary
24 rules and regulations to carry out the program so that an equitable

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

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1 distribution of aid shall be made for the construction, operation and/or
2 maintenance of any county, city, town and village highways, bridges and
3 highway-railroad crossings.

4 1-a. For purposes of this section the following terms shall have the
5 following meanings:

6 (a) "Bicycle path" shall have the same meaning as such term is defined
7 in section one hundred two-b of the vehicle and traffic law.

8 (b) "Greenway trail" shall mean:

9 (i) the trail designated, developed, or caused to be developed pursu-
10 ant to section 44-0121 of the environmental conservation law; or

11 (ii) any shared-use path, including, but not limited to any trail
12 located on former railroad rights-of-way, along utility corridors, or
13 along former canal towpaths, that is separated from roadways and vehicle
14 traffic, and includes a minimum tread width of six feet, a relatively
15 flat, graded surface and/or improved tread, and which can be used for
16 non-motorized transportation and recreation.

17 § 2. This act shall take effect on the one hundred eightieth day
18 after it shall have become a law.