

6361--B

2009-2010 Regular Sessions

I N A S S E M B L Y

March 2, 2009

Introduced by M. of A. P. RIVERA -- read once and referred to the Committee on Corporations, Authorities and Commissions -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to the construction and financing of facilities by the dormitory authority for the Alliance of Long Island Agencies, Inc. and InterAgency Council of Mental Retardation and Developmental Disabilities Agencies, Inc.

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph (b) of subdivision 2 of section 1676 of the
2 public authorities law is amended by adding a new undesignated paragraph
3 to read as follows:
4 NOT-FOR-PROFIT MEMBERS OF THE ALLIANCE OF LONG ISLAND AGENCIES, INC.,
5 FOR THE ACQUISITION, FINANCING, REFINANCING, CONSTRUCTION, RECON-
6 STRUCTION, RENOVATION, DEVELOPMENT, IMPROVEMENT, EXPANSION AND EQUIPPING
7 OF CERTAIN EDUCATIONAL, ADMINISTRATIVE, DAY PROGRAM AND RESIDENTIAL
8 FACILITIES TO BE LOCATED IN THE STATE OF NEW YORK.
9 S 2. Subdivision 1 of section 1680 of the public authorities law is
10 amended by adding a new undesignated paragraph to read as follows:
11 NOT-FOR-PROFIT MEMBERS OF THE ALLIANCE OF LONG ISLAND AGENCIES, INC.,
12 FOR THE ACQUISITION, FINANCING, REFINANCING, CONSTRUCTION, RECON-
13 STRUCTION, RENOVATION, DEVELOPMENT, IMPROVEMENT, EXPANSION AND EQUIPPING
14 OF CERTAIN EDUCATIONAL, ADMINISTRATIVE, DAY PROGRAM AND RESIDENTIAL
15 FACILITIES TO BE LOCATED IN THE STATE OF NEW YORK. NOTWITHSTANDING ANY
16 OTHER PROVISION OF LAW, NOT-FOR-PROFIT MEMBERS OF THE ALLIANCE OF LONG
17 ISLAND AGENCIES, INC. SHALL HAVE FULL POWER AND AUTHORITY TO ASSIGN AND
18 PLEDGE TO THE DORMITORY AUTHORITY, ANY AND ALL PUBLIC FUNDS TO BE APPOR-
19 TIONED OR OTHERWISE MADE PAYABLE BY THE UNITED STATES, ANY AGENCY THERE-
20 OF, THE STATE, ANY AGENCY THEREOF, A POLITICAL SUBDIVISION, AS DEFINED

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

LBD09895-04-9

1 IN SECTION ONE HUNDRED OF THE GENERAL MUNICIPAL LAW, ANY SOCIAL SERVICES
2 DISTRICT IN THE STATE OR ANY OTHER GOVERNMENTAL ENTITY IN AN AMOUNT
3 SUFFICIENT TO MAKE ALL PAYMENTS REQUIRED TO BE MADE BY SUCH MEMBERS
4 PURSUANT TO ANY LEASE, SUBLEASE OR OTHER AGREEMENT ENTERED INTO BETWEEN
5 SUCH MEMBERS AND THE DORMITORY AUTHORITY. ALL STATE AND LOCAL OFFICERS
6 ARE HEREBY AUTHORIZED AND REQUIRED TO PAY ALL SUCH FUNDS SO ASSIGNED AND
7 PLEDGED TO THE DORMITORY AUTHORITY OR, UPON THE DIRECTION OF THE DORMI-
8 TORY AUTHORITY, TO ANY TRUSTEE OF ANY DORMITORY AUTHORITY BOND OR NOTE
9 ISSUED, PURSUANT TO A CERTIFICATE FILED WITH ANY SUCH STATE OR LOCAL
10 OFFICER BY THE DORMITORY AUTHORITY PURSUANT TO THE PROVISIONS OF THIS
11 SECTION.

12 S 3. Paragraph (b) of subdivision 2 of section 1676 of the public
13 authorities law is amended by adding a new undesignated paragraph to
14 read as follows:

15 NOT-FOR-PROFIT MEMBERS OF INTERAGENCY COUNCIL OF MENTAL RETARDATION
16 AND DEVELOPMENTAL DISABILITIES AGENCIES, INC., FOR THE ACQUISITION,
17 FINANCING, REFINANCING, CONSTRUCTION, RECONSTRUCTION, RENOVATION, DEVEL-
18 OPMENT, IMPROVEMENT, EXPANSION AND EQUIPPING OF CERTAIN EDUCATIONAL,
19 ADMINISTRATIVE, DAY PROGRAM AND RESIDENTIAL FACILITIES TO BE LOCATED IN
20 THE STATE OF NEW YORK.

21 S 4. Subdivision 1 of section 1680 of the public authorities law is
22 amended by adding a new undesignated paragraph to read as follows:

23 NOT-FOR-PROFIT MEMBERS OF INTERAGENCY COUNCIL OF MENTAL RETARDATION
24 AND DEVELOPMENTAL DISABILITIES AGENCIES, INC., FOR THE ACQUISITION,
25 FINANCING, REFINANCING, CONSTRUCTION, RECONSTRUCTION, RENOVATION, DEVEL-
26 OPMENT, IMPROVEMENT, EXPANSION AND EQUIPPING OF CERTAIN EDUCATIONAL,
27 ADMINISTRATIVE, DAY PROGRAM AND RESIDENTIAL FACILITIES TO BE LOCATED IN
28 THE STATE OF NEW YORK. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NOT-
29 FOR-PROFIT MEMBERS OF THE INTERAGENCY COUNCIL OF MENTAL RETARDATION AND
30 DEVELOPMENTAL DISABILITIES AGENCIES, INC. SHALL HAVE FULL POWER AND
31 AUTHORITY TO ASSIGN AND PLEDGE TO THE DORMITORY AUTHORITY, ANY AND ALL
32 PUBLIC FUNDS TO BE APPORTIONED OR OTHERWISE MADE PAYABLE BY THE UNITED
33 STATES, ANY AGENCY THEREOF, THE STATE, ANY AGENCY THEREOF, A POLITICAL
34 SUBDIVISION, AS DEFINED IN SECTION ONE HUNDRED OF THE GENERAL MUNICIPAL
35 LAW, ANY SOCIAL SERVICES DISTRICT IN THE STATE OR ANY OTHER GOVERNMENTAL
36 ENTITY IN AN AMOUNT SUFFICIENT TO MAKE ALL PAYMENTS REQUIRED TO BE MADE
37 BY SUCH MEMBERS PURSUANT TO ANY LEASE, SUBLEASE OR OTHER AGREEMENT
38 ENTERED INTO BETWEEN SUCH MEMBERS AND THE DORMITORY AUTHORITY. ALL STATE
39 AND LOCAL OFFICERS ARE HEREBY AUTHORIZED AND REQUIRED TO PAY ALL SUCH
40 FUNDS SO ASSIGNED AND PLEDGED TO THE DORMITORY AUTHORITY OR, UPON THE
41 DIRECTION OF THE DORMITORY AUTHORITY, TO ANY TRUSTEE OF ANY DORMITORY
42 AUTHORITY BOND OR NOTE ISSUED, PURSUANT TO A CERTIFICATE FILED WITH ANY
43 SUCH STATE OR LOCAL OFFICER BY THE DORMITORY AUTHORITY PURSUANT TO THE
44 PROVISIONS OF THIS SECTION.

45 S 5. Any contracts entered into by the dormitory authority pursuant to
46 this act shall be deemed state contracts within the meaning of that term
47 as set forth in article 15-A of the executive law, and the authority
48 shall be deemed, for the purposes of this act, a contracting agency as
49 that term is used in such article.

50 S 6. This act shall take effect immediately.