

5198--C

Cal. No. 140

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sens. RANZENHOFER, STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Corporations, Authorities and Commissions in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to repeal certain provisions of the public authorities law relating to certain authorities and to transfer any books, records and remaining rights of any dissolved authority to an identifiable location

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

1 Section 1. Legislative intent. It is hereby declared to be a
2 substantial interest of this state that residents, governments and busi-
3 nesses have certainty in the corporate status and orderly dissolution of
4 public authorities and parking authorities, and that upon dissolution,
5 their enabling statutes will be repealed and their books, records and
6 remaining rights, if any, will be transferred to an identifiable
7 location. The welfare of the state necessitates ensuring that the
8 proliferation of moribund public benefit corporations, such as those
9 included in this act found to be defunct by the comptroller, the author-
10 ities budget office and the New York state commission on public authori-
11 ty reform, does not continue unchecked.
12 S 2. Title 6-D of article 5 of the public authorities law is REPEALED.

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

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1 S 2-a. Notwithstanding any other provision of law to the contrary, any
2 existing facilities, rights and property of the Alfred, Almond,
3 Hornellsville sewer authority shall be disposed of as shall be agreed
4 upon by all of the members of the authority.

5 S 3. Title 1 of article 7 of the public authorities law is REPEALED.

6 S 3-a. Notwithstanding any other provision of law to the contrary, any
7 existing records, property, rights, titles and interest and all obli-
8 gations and liabilities of the Amsterdam parking authority shall vest in
9 and be possessed by the city of Amsterdam and its successors or assigns.

10 S 4. Title 1-A of article 7 of the public authorities law is REPEALED.

11 S 4-a. Notwithstanding any other provision of law to the contrary, any
12 existing real property shall pass to the village in which it is located,
13 and if outside the limits of any village, to the town in which located.
14 All other property of the Monroe regional parking authority shall be
15 equally divided among the town of Monroe and the villages of Monroe and
16 Harriman and their successors or assigns.

17 S 5. Title 1-B of article 7 of the public authorities law is
18 REPEALED.

19 S 5-a. Notwithstanding any other provision of law to the contrary, any
20 existing records, property, rights, titles, and interest of the Johnson
21 City parking authority shall vest in and be possessed by Johnson City
22 and its successors or assigns.

23 S 6. Title 2-A of article 7 of the public authorities law is REPEALED.

24 S 6-a. Notwithstanding any other provision of law to the contrary, any
25 existing records, property, rights, titles and interest and all obli-
26 gations and liabilities of the Hudson parking authority shall vest in
27 and be possessed by the city of Hudson and its successors or assigns.

28 S 7. Title 3 of article 7 of the public authorities law is REPEALED.

29 S 7-a. Notwithstanding any other provision of law to the contrary, any
30 existing records, property, rights, titles and interest and all obli-
31 gations and liabilities of the Elmira parking authority shall vest in
32 and be possessed by the city of Elmira and its successors or assigns.

33 S 8. Title 5 of article 7 of the public authorities law is REPEALED.

34 S 8-a. Notwithstanding any other provision of law to the contrary, any
35 existing records, property, rights, titles and interest and all obli-
36 gations and liabilities of the Peekskill parking authority shall vest in
37 and be possessed by the city of Peekskill and its successors or assigns.

38 S 9. Title 6 of article 7 of the public authorities law is REPEALED.

39 S 9-a. Notwithstanding any other provision of law to the contrary, any
40 existing records, property, rights, titles and interest and all obli-
41 gations and liabilities of the Fulton parking authority shall vest in
42 and be possessed by the city of Fulton and its successors or assigns.

43 S 10. Title 8 of article 7 of the public authorities law is REPEALED.

44 S 10-a. Notwithstanding any other provision of law to the contrary,
45 any existing records, property, rights, titles, and interest of the city
46 of Troy parking authority shall vest in and be possessed by the city of
47 Troy and its successors or assigns.

48 S 11. Title 9 of article 7 of the public authorities law is REPEALED.

49 S 11-a. Notwithstanding any other provision of law to the contrary,
50 any existing records, property, rights, titles and interest and all
51 obligations and liabilities of the Port Jervis parking authority shall
52 vest in and be possessed by the city of Port Jervis and its successors
53 or assigns.

54 S 12. Title 9-A of article 7 of the public authorities law is
55 REPEALED.

1 S 12-a. Notwithstanding any other provision of law to the contrary,
2 any existing records, property, rights, titles and interest and all
3 obligations and liabilities of the Utica parking authority shall vest in
4 and be possessed by the city of Utica and its successors or assigns.

5 S 13. Title 10 of article 7 of the public authorities law is REPEALED.

6 S 13-a. Notwithstanding any other provision of law to the contrary,
7 any existing records, property, rights, titles and interest and all
8 obligations and liabilities of the Owego parking authority shall vest in
9 and be possessed by the village of Owego and its successors or assigns.

10 S 14. Title 12 of article 7 of the public authorities law is REPEALED.

11 S 14-a. Notwithstanding any other provision of law to the contrary,
12 any existing records, property, rights, titles and interest and all
13 obligations and liabilities of the city of New Rochelle parking authori-
14 ty shall vest in and be possessed by the city of New Rochelle and its
15 successors or assigns.

16 S 15. Title 13 of article 7 of the public authorities law is REPEALED.

17 S 15-a. Notwithstanding any other provision of law to the contrary,
18 any existing records, property, rights, titles and interest and all
19 obligations and liabilities of the city of Poughkeepsie parking authori-
20 ty shall vest in and be possessed by the city of Poughkeepsie and its
21 successors or assigns.

22 S 16. Title 15 of article 7 of the public authorities law is REPEALED.

23 S 16-a. Notwithstanding any other provision of law to the contrary,
24 any existing records, property, rights, titles and interest and all
25 obligations and liabilities of the village of Spring Valley parking
26 authority shall vest in and be possessed by the village of Spring Valley
27 and its successors or assigns.

28 S 17. Title 17 of article 7 of the public authorities law is REPEALED.

29 S 17-a. Notwithstanding any other provision of law to the contrary,
30 any existing records, property, rights, titles and interest and all
31 obligations and liabilities of the city of Long Beach parking authority
32 shall vest in and be possessed by the city of Long Beach and its succes-
33 sors or assigns.

34 S 18. Title 19 of article 7 of the public authorities law is REPEALED.

35 S 18-a. Notwithstanding any other provision of law to the contrary,
36 any existing records, property, rights, titles and interest and all
37 obligations and liabilities of the city of North Tonawanda parking
38 authority shall vest in and be possessed by the city of North Tonawanda
39 and its successors or assigns.

40 S 19. Title 7 of article 8 of the public authorities law is REPEALED.

41 S 19-a. Notwithstanding any other provision of law to the contrary,
42 any existing records, property, rights, titles and interest and all
43 obligations and liabilities of the Salamanca hospital district authority
44 shall vest in and be possessed by the city of Salamanca and its succes-
45 sors or assigns.

46 S 20. Title 7-A of article 8 of the public authorities law is
47 REPEALED.

48 S 20-a. Notwithstanding any other provision of law to the contrary,
49 any existing records, property, rights, titles and interest and all
50 obligations and liabilities of the Salamanca Indian lease authority
51 shall vest in and be possessed by the city of Salamanca and their
52 successors or assigns.

53 S 21. Title 8-A of article 8 of the public authorities law is
54 REPEALED.

55 S 21-a. Notwithstanding any other provision of law to the contrary,
56 any existing rights, property, assets and funds of the Long Island job

development authority shall pass to and be vested jointly in the counties of Nassau and Suffolk and their successors or assigns.

S 22. Title 10 of article 8 of the public authorities law is REPEALED.

S 22-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the historic Rome development authority shall vest in and be possessed by the city of Rome and its successors or assigns.

S 23. Title 10-A of article 8 of the public authorities law is REPEALED.

S 23-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Center Authority of Glens Falls shall vest in and be possessed by the city of Glens Falls and its successors or assigns.

S 24. Title 13-A of article 8 of the public authorities law is REPEALED.

S 24-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the multi-town solid waste management authority shall vest in and be possessed jointly by the town of Babylon and the town of Huntington and their successors or assigns.

S 25. Title 13-D of article 8 of the public authorities law, as added by chapter 930 of the laws of 1983, is REPEALED.

S 25-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Broome county resource recovery agency shall vest in and be possessed by Broome county and its successors or assigns.

S 26. Title 13-J of article 8 of the public authorities law is REPEALED.

S 26-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the town of Brookhaven resource recovery agency shall vest in and be possessed by the town of Brookhaven and its successors or assigns.

S 27. Title 13-K of article 8 of the public authorities law is REPEALED.

S 27-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the county of Essex solid waste management authority shall vest in and be possessed by Essex county and its successors or assigns.

S 28. Title 13-L of article 8 of the public authorities law, as added by chapter 391 of the laws of 1992, is REPEALED.

S 28-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the greater Troy area solid waste management authority shall vest in and be possessed by the city of Troy and its successors or assigns.

S 29. Title 14-A of article 8 of the public authorities law is REPEALED.

S 29-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of Peekskill civic center

1 authority shall vest in and be possessed by the city of Peekskill and
2 its successors or assigns.

3 S 30. Title 28-C of article 8 of the public authorities law is
4 REPEALED.

5 S 30-a. Notwithstanding any other provision of law to the contrary,
6 any existing records, property, rights, titles and interest and all
7 obligations and liabilities of the county of Chautauqua sports, recre-
8 ation and cultural authority shall vest in and be possessed by Chautau-
9 qua county and its successors or assigns.

10 S 31. Separability clause. If any clause, sentence, paragraph, section
11 or part of this act shall be adjudged by any court of competent juris-
12 diction to be invalid such judgment shall not affect, impair or invali-
13 date the remainder of this act, but shall be confined in its operation
14 to the clause, sentence, paragraph, section or part thereof directly
15 involved in the controversy in which such judgment shall have been
16 rendered.

17 S 32. This act shall take effect on the sixtieth day after it shall
18 have become a law.