

2012

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. RANZENHOFER -- read twice and ordered printed, and
when printed to be committed to the Committee on Cultural Affairs,
Tourism, Parks and Recreation

AN ACT to amend the economic development law, in relation to establish-
ing the New York state amateur sports development advisory council

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

1 Section 1. The economic development law is amended by adding a new
2 article 5-B-1 to read as follows:

3 ARTICLE 5-B-1

4 NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL
5 SECTION 172-A. NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUN-
6 CIL ESTABLISHED.

7 172-B. PURPOSE OF THE COUNCIL.

8 172-C. POWERS OF THE COUNCIL.

9 S 172-A. NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL
10 ESTABLISHED. 1. THERE IS HEREBY ESTABLISHED IN THE DEPARTMENT THE NEW
11 YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL WHICH SHALL
12 COMPRISE EIGHTEEN MEMBERS APPOINTED BY THE GOVERNOR, THREE ON THE RECOM-
13 MENDATION OF THE TEMPORARY PRESIDENT OF THE SENATE; ONE ON THE RECOMMEN-
14 DATION OF THE MINORITY LEADER OF THE SENATE; THREE ON THE RECOMMENDATION
15 OF THE SPEAKER OF THE ASSEMBLY; AND ONE ON THE RECOMMENDATION OF THE
16 MINORITY LEADER OF THE ASSEMBLY. THE MEMBERS OF THE COUNCIL SHALL SERVE
17 FOR TERMS OF TWO YEARS, PROVIDED, HOWEVER, THAT OF THE MEMBERS FIRST
18 APPOINTED, NINE SHALL SERVE FOR TERMS OF TWO YEARS AND NINE SHALL SERVE
19 FOR TERMS OF THREE YEARS. THE GOVERNOR SHALL DESIGNATE THE CHAIRMAN FROM
20 AMONG THE MEMBERS OF THE COUNCIL. THE VICE CHAIRMAN SHALL BE ELECTED
21 FROM AMONG THE MEMBERS OF THE COUNCIL BY THE MEMBERS OF SUCH COUNCIL,
22 AND SHALL REPRESENT THE COUNCIL IN THE ABSENCE OF THE CHAIRMAN AT ALL
23 OFFICIAL COUNCIL FUNCTIONS. THE CHAIR OF THE SENATE COMMITTEE ON

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

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1 CULTURAL AFFAIRS, TOURISM, PARKS AND RECREATION AND THE CHAIR OF THE
2 ASSEMBLY COMMITTEE ON TOURISM, ARTS AND SPORTS DEVELOPMENT OR THEIR
3 DESIGNATED REPRESENTATIVES, SHALL BE NON-VOTING, EX OFFICIO MEMBERS OF
4 THE COUNCIL AND SHALL RECEIVE NO ADDITIONAL COMPENSATION FOR THEIR
5 SERVICES ON THE ADVISORY COUNCIL.

6 2. IN APPOINTING THE MEMBERS OF THE COUNCIL, THE GOVERNOR SHALL ENSURE
7 THAT SUCH MEMBERS INCLUDE REPRESENTATIVES OF ORGANIZATIONS THAT SPONSOR
8 AND PROMOTE AMATEUR SPORTS ACTIVITIES IN THE STATE INCLUDING, BUT NOT
9 LIMITED TO, BUSINESSES, CONVENTION BUREAUS, CULTURAL INSTITUTIONS, PARKS
10 AND ATTRACTIONS, SCHOOLS, CLUBS, COLLEGES AND UNIVERSITIES, RESTAURANTS,
11 WATER-BASED RECREATION FACILITIES, CAMPGROUNDS, SKI FACILITIES, WINER-
12 IES, HALLS OF FAME, TRAVEL AGENTS AND TRANSPORTATION COMPANIES.

13 3. THE MEMBERS OF THE COUNCIL SHALL RECEIVE NO COMPENSATION FOR THEIR
14 SERVICES BUT SHALL BE ALLOWED THEIR ACTUAL AND NECESSARY EXPENSES
15 INCURRED IN THE PERFORMANCE OF THEIR DUTIES AS COUNCIL MEMBERS.

16 4. THE COUNCIL SHALL MEET AT LEAST FIVE TIMES A YEAR INCLUDING NO LESS
17 THAN THREE TIMES BETWEEN JANUARY FIRST AND MAY THIRTY-FIRST, AT THE
18 CALL OF THE COMMISSIONER OR THE CHAIRMAN OF THE COUNCIL.

19 5. UNLESS A MEMBER HAS BEEN EXCUSED FROM ATTENDANCE AT SUCH MEETINGS
20 BY THE CHAIRMAN OR VICE-CHAIRMAN UPON GOOD CAUSE BEING SHOWN, ANY MEMBER
21 WHO FAILS TO ATTEND THREE CONSECUTIVE MEETINGS SHALL BE DEEMED TO HAVE
22 RESIGNED. ANY VACANCY ON THE COUNCIL SHALL BE FILLED FOR THE REMAINING
23 TERM OF THE INDIVIDUAL REPLACED. THE APPOINTMENT TO FILL SUCH VACANCY
24 SHALL BE MADE IN THE SAME MANNER AS THE ORIGINAL APPOINTMENT WAS MADE.

25 6. THE DEPARTMENT SHALL PROVIDE NECESSARY TECHNICAL AND STAFF ASSIST-
26 ANCE TO THE COUNCIL. ALL REASONABLE REQUESTS BY THE COUNCIL FOR INFOR-
27 MATION, COOPERATION, OR ASSISTANCE TO CARRY OUT THE PURPOSES OF THIS
28 ARTICLE SHALL BE PROVIDED BY ANY OTHER DEPARTMENT, DIVISION, BOARD,
29 BUREAU, COMMISSION, AUTHORITY OR AGENCY OF THE STATE.

30 S 172-B. PURPOSE OF THE COUNCIL. THE PURPOSES OF THE COUNCIL SHALL BE
31 TO ADVISE THE COMMISSIONER CONCERNING AMATEUR SPORTS PROMOTIONS, TO LINK
32 TOURISM RESOURCES TO AMATEUR SPORTS PROMOTION AND TO SERVE AS LIAISON
33 BETWEEN THE STATE'S AMATEUR SPORTS CLUBS AND ORGANIZATIONS AND THE
34 COMMISSIONER WITH RESPECT TO COORDINATING THE DESIGN AND IMPLEMENTATION
35 OF THE STATE'S AMATEUR SPORTING EVENT PROMOTION POLICIES AND PROGRAMS.

36 S 172-C. POWERS OF THE COUNCIL. THE COUNCIL SHALL HAVE THE FOLLOWING
37 POWERS:

38 1. TO IDENTIFY AND REVIEW AMATEUR SPORTS ACTIVITIES, COORDINATING
39 SCHEDULING AND USE OF VENUES, AND CURRENT STATE POLICIES AND PROGRAMS
40 WHICH DIRECTLY OR INDIRECTLY AFFECT THE PROMOTION OF AMATEUR SPORTING
41 EVENTS IN THE STATE AND, AS APPROPRIATE, RECOMMEND THE ADOPTION OF NEW,
42 OR THE MODIFICATION OF EXISTING, POLICIES AND PROGRAMS;

43 2. TO ADVISE THE DEPARTMENT IN ITS PROMOTION AND DEVELOPMENT OF
44 AMATEUR SPORTING TOURNAMENTS AND EVENTS, FACILITIES AND RELATED SERVICES
45 IN THE STATE; TO PROVIDE GUIDANCE AND ASSISTANCE TO LOCAL AMATEUR
46 SPORTS CLUBS AND ORGANIZATIONS; AND TO PROVIDE CENTRAL INVENTORY OF
47 VENUES, A STATEWIDE SCHEDULE OF AMATEUR SPORTING EVENTS AND A CENTRAL
48 RESOURCE FOR SUCH SPORTING EVENT INFORMATION;

49 3. TO ADVISE THE DEPARTMENT IN THE DEVELOPMENT AND IMPLEMENTATION OF
50 THE STATE'S AMATEUR SPORTS MARKETING AND BUSINESS DEVELOPMENT PROGRAM,
51 INCLUDING LONG-RANGE STRATEGIES FOR ATTRACTING AMATEUR SPORTS ENTHUSI-
52 ASTS TO THE STATE;

53 4. TO ADVISE THE DEPARTMENT, THE GOVERNOR AND THE LEGISLATURE CONCERN-
54 ING RECOMMENDED LEGISLATION NECESSARY TO FOSTER AND PROMOTE THE EXPAN-
55 SION AND DEVELOPMENT OF AMATEUR SPORTING EVENTS WITHIN THE STATE;

1 5. TO ADVISE THE DEPARTMENT, THE GOVERNOR AND THE LEGISLATURE CONCERN-
2 ING EXISTING LAWS, RULES, REGULATIONS AND PRACTICES OF STATE AGENCIES
3 WHICH ARE COUNTER-PRODUCTIVE OR INIMICAL TO THE EXPANSION AND DEVELOP-
4 MENT OF AMATEUR SPORTING EVENTS WITHIN THE STATE; AND

5 6. TO ASSIST THE DEPARTMENT IN OBTAINING INFORMATION NECESSARY FOR THE
6 DEVELOPMENT AND IMPROVEMENT OF STATE POLICIES AND PROGRAMS AFFECTING THE
7 PROMOTION OF AMATEUR SPORTING EVENTS AND RELATED INDUSTRIES IN THE
8 STATE.

9 S 2. Reporting requirements. The chair of the New York state advisory
10 council shall report, on or before March first next succeeding such
11 council's initial convening and annually thereafter, to the governor and
12 the legislature and make appropriate recommendations consistent with the
13 purposes of this act.

14 S 3. This act shall take effect immediately.