S T A T E O F N E W Y O R K

1238

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sens. PERKINS, ADDABBO, AVELLA, DILAN, HASSELL-THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the public authorities law, in relation to enacting the "MTA safety data reporting act"

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

Section 1. Short title. This act shall be known and may be cited as the "MTA safety data reporting act".

S 2. The public authorities law is amended by adding a new section 1269-h to read as follows:

S 1269-H. SUBMISSION OF REPORTS. 1. ASSAULTS AND ATTACKS ON EMPLOYEES AND NON-EMPLOYEES. (A) ON OR BEFORE JULY FIRST, TWO THOUSAND FOURTEEN AND ANNUALLY THEREAFTER, THE AUTHORITY SHALL SUBMIT TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE ASSEMBLY A REPORT OF ALL ASSAULTS, INCLUDING SEXUAL ASSAULTS, OR ATTACKS ON EMPLOYEES AND PASSENGERS AND OTHER NON-EMPLOYEES REPORTED TO OR OTHERWISE KNOWN TO THE AUTHORITY, WHETHER OR NOT SUCH ACTS ARE CRIMINAL, ON OR IN CONNECTION WITH BUS, SUBWAY, AND TRAIN EQUIPMENT OWNED OR OPERATED, OR BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES AND ON OR IN ANY PREMISES OWNED OR USED, OR BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES IN CONNECTION WITH SUCH BUS, SUBWAY, AND TRAIN OPERATIONS.

(B) SUCH REPORT SHALL CONTAIN AT LEAST TWO SEPARATE TABULATIONS, ONE RELATING TO EMPLOYEES OF THE AUTHORITY AND ITS SUBSIDIARIES AND ONE RELATING TO PASSENGERS AND OTHER NON-EMPLOYEES. EACH SUCH TABULATION SHALL SET FORTH THE NUMBER OF ASSAULTS AND ATTACKS, THE CATEGORIES OF CAUSES OR ALLEGED CAUSES OF SUCH ASSAULTS AND ATTACKS, AND THE GENERAL LOCATIONS WHERE SUCH ASSAULTS AND ATTACKS HAVE OCCURRED. IN ADDITION, SUCH REPORT SHALL PROVIDE RECOMMENDATIONS TO AVOID OR REDUCE THE FREQUENCY OF SUCH ASSAULTS AND ATTACKS.

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

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2. PHYSICAL INFRASTRUCTURE, SAFETY, CONDITION, SECURITY, AND OTHER HEALTH HAZARDS. (A) ON OR BEFORE JULY FIRST, TWO THOUSAND FOURTEEN AND ANNUALLY THEREAFTER, THE AUTHORITY SHALL SUBMIT TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE ASSEMBLY A REPORT OF ALL INJURIES OR DEATHS TO EMPLOYEES AND PASSENGERS AND OTHER NON-EMPLOYEES REPORTED TO OR OTHERWISE KNOWN TO THE AUTHORITY AND CAUSED OR CLAIMED TO BE CAUSED BY PHYSICAL INFRASTRUCTURE, SAFETY, CONDITION, SECURITY, OR OTHER HEALTH HAZARDS IDENTIFIED BY THE AUTHORITY, ON OR IN CONNECTION WITH BUS, SUBWAY, AND TRAIN EQUIPMENT OWNED OR OPERATED OR BOTH BY THE AUTHORITY OR ITS SUBSIDIARIES AND ON OR IN ANY PREMISES OWNED OR USED, OR BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES IN CONNECTION WITH SUCH BUS, SUBWAY, AND TRAIN OPERATIONS.

(B) SUCH REPORT SHALL CONTAIN AT LEAST TWO SEPARATE TABULATIONS, ONE RELATING TO EMPLOYEES OF THE AUTHORITY AND ITS SUBSIDIARIES AND ONE RELATING TO PASSENGERS AND OTHER NON-EMPLOYEES. EACH SUCH TABULATION SHALL SET FORTH THE NUMBER OF INJURIES OR DEATHS, THE CATEGORIES OF CAUSES OR ALLEGED CAUSES OF SUCH INJURIES AND DEATHS, AND THE GENERAL LOCATIONS WHERE SUCH INJURIES HAVE OCCURRED. IN ADDITION, SUCH REPORT SHALL PROVIDE RECOMMENDATIONS TO AVOID OR REDUCE THE FREQUENCY OF SUCH INJURIES.

3. DEFINITIONS. FOR THE PURPOSES OF THIS SECTION, THE TERM "SUBSIDIARY" SHALL INCLUDE THE NEW YORK CITY TRANSIT AUTHORITY, LONG ISLAND RAIL ROAD, LONG ISLAND BUS SERVICE, AND METRO-NORTH RAILROAD, INCLUDING THEIR SUBSIDIARIES.

S 3. This act shall take effect immediately.