STATE OF NEW YORK

2746

2025-2026 Regular Sessions

IN ASSEMBLY

January 22, 2025

Introduced by M. of A. O'PHARROW -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the transportation law, in relation to the membership of the Republic airport commission

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

Section 1. Subdivisions 1 and 2 of section 402 of the transportation law, as amended by a chapter of the laws of 2024 amending the transportation law relating to the membership of the Republic airport commission, as proposed in legislative bills numbers S. 9475 and A. 10336, are amended to read as follows:

1. Upon assumption by the department of transportation of jurisdiction over the airport facility and surrounding area located in the county of Suffolk, known as Republic airport, there shall thereupon be created a Republic airport commission. This commission will be an advisory council to the commissioner with respect to administration and management of the Republic airport facilities and its surrounding areas with respect to projects to be undertaken and operations and management of the facilities at such airport. The commission shall be composed of nine members who are residents of Nassau county or Suffolk county, one of whom shall be appointed by the governor without recommendation from any other person, four of whom shall be appointed by the governor upon the recommendation of the temporary president of the senate, and four of whom shall be appointed by the governor upon the recommendation of the speaker of the assembly. ***For each appointment upon a recommendation, the recommender shall submit a list of no fewer than three persons, from which the governor shall appoint one.*** All such members shall be appointed for a term of four years, except in the case that a vacancy occurs and is filled before the expiration of a member's term, the member appointed to fill such vacancy shall be appointed to the remainder of such term. By virtue of such commissioner's office, the commis-

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

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sioner of transportation or the commissioner's designee shall be an ex officio member of the commission. All such members shall be deemed officers of the state in connection with the provisions of section seventeen of the public officers law. The members of the commission shall appoint a chair from among their number. Members shall not receive a salary or other compensation, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties.

2. The Republic airport commission shall assist in the development of a program relative to the administration and management of the Republic airport and to advise the commissioner of transportation with regard to such other programs relative to the Republic airport as [~~he~~] **the commissioner** may undertake. Such program shall include, but not be limited to identification of future capital needs, examining the means and methods of financing such future capital needs, the promotion and examination of the financing means and methods for the economic development of the area around the airport, the joining together of such economic development and the airport operations, the identification and implementation of ways of working with the local community to accomplish the program and the identification of non-aviation uses and purposes and prorations of use or purposes for determinations of in lieu of tax payments. Once the commission has been established, the commissioner and/or the department shall effectuate the authorizations, powers and/or duties set forth in section four hundred of this article only following the consultation, guidance, advice and assistance of the commission. The Republic airport commission shall meet at least six times a year at the call of the commissioner of transportation or the chair of the commission and shall keep a record of all its proceedings and recommendations. Staff services for the commission shall be performed by personnel of the department of transportation. In carrying out the functions and responsibilities of the commissioner and the commission, the commissioner shall designate an executive secretary from among the staff of the department of transportation who will act as the administrative agent of the commission and assist the commission in fulfilling its duties and functions.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2024 amending the transportation law relating to the membership of the Republic airport commission, as proposed in legislative bills numbers S. 9475 and A. 10336, takes effect.