STATE OF NEW YORK

3086

2025-2026 Regular Sessions

IN ASSEMBLY

January 23, 2025

Introduced by M. of A. R. CARROLL -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the submission of a twenty-year capital needs assessment to the metropolitan transportation authority capital program review board

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

Section 1. Subdivision c of section 1269-c of the public authorities law, as added by section 1 of subpart E of part ZZZ of chapter 59 of the laws of 2019, is amended to read as follows:

c. On or before October first, two thousand twenty-three, and on or before October first of every fifth year thereafter, the authority shall submit to the metropolitan transportation authority capital program review board a twenty-year capital needs assessment. **Such assessment shall be adopted by not less than a majority vote of the whole number of members of the authority then in office, except that in the event of a tie vote the chair shall cast one additional vote.** Such assessment shall begin with the period commencing January first, two thousand twenty-five, and begin each assessment with every fifth year thereafter, and describe capital investments over the succeeding twenty years. Such assessment shall: (1) set forth broad long-term capital investments to be made throughout the district**, including at a minimum, identifying specific non-binding cost estimates by element for the next five-year period and total estimates by element over the full twenty-year period necessary to: (i) achieve a state of good repair; (ii) maintain the normal replacement of assets; (iii) improve the system; and (iv) expand service**; and (2) establish a non-binding basis to be used by the authority in the planning of strategic investments involving capital elements in its five-year capital plans. Such assessment shall not require a vote of the metropolitan transportation authority capital program review board and shall be for informational purposes only. For purposes of this

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

LBD06043-01-5

section, "broad long-term capital investments" shall include but not be limited to: system rebuilding, enhancement, and expansion needs; agency needs broken down by capital element or investment category; and projected future trends and network implications. Such assessment shall be certified by the [~~chairman~~] **chair** of the authority and shall be entered into the permanent record of the minutes of the review board.

§ 2. This act shall take effect immediately.