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

1603

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. ZEBROWSKI -- read once and referred to the Committee on Economic Development, Job Creation, Commerce and Industry

AN ACT to amend the general municipal law, in relation to creating an additional criteria to allow more counties to be eligible for empire zone designation

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

Section 1. Subparagraph (B) of paragraph (vi) of subdivision (c) of section 958 of the general municipal law, as amended by chapter 708 of the laws of 1993, is amended and a new paragraph (vii) is added to read as follows:

(B) a state-operated hospital or facility listed in [sections] SECTION 7.17 or 13.17 of the mental hygiene law which has been designated by either the commissioner of mental health or the commissioner of mental retardation and developmental disabilities for contraction or discontinuance. Provided however, that not more than one-third of the zones designated pursuant to paragraph (iii) or (iv) of subdivision (b) of section nine hundred sixty OF THIS ARTICLE, shall be based on applications filed pursuant to THIS paragraph [(vi) of this subdivision.]; OR

(VII) AT THE TIME OF APPLICATION, THE COUNTY CONTAINS:

(A) NO CITIES WITHIN ITS BOUNDARIES;

(B) A POPULATION OF MORE THAN TWO HUNDRED FIFTY THOUSAND;

(C) A COMMON BORDER WITH AN ADJACENT STATE;

(D) AT LEAST TWO STATE OPERATED HOSPITALS OR FACILITIES LISTED IN SECTION 7.17 OR 13.17 OF THE MENTAL HYGIENE LAW WHICH HAVE BEEN DESIGNATED BY EITHER THE COMMISSIONER OF MENTAL HEALTH OR THE COMMISSIONER OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES FOR CONTRACTION OR DISCONTINUANCE;

(E) THE SMALLEST GEOGRAPHIC AREA OF ANY COUNTY IN THE STATE NOT WITHIN AN INCORPORATED CITY; AND

(F) MORE THAN THIRTY PERCENT DEDICATED PARKLAND WITHIN ITS GEOGRAPHIC AREA.

S 2. This act shall take effect immediately.

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

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