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

1813

2009-2010 Regular Sessions

I N A S S E M B L Y

January 12, 2009

Introduced by M. of A. NOLAN, JACOBS, MARKEY -- Multi-Sponsored by -- M. of A. COLTON, COOK, DINOWITZ, GLICK, GOTTFRIED, PHEFFER, WRIGHT -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to public hearings after a substantial change in service by the metropolitan transportation authority

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

Section 1. Section 1263 of the public authorities law is amended by adding a new subdivision 10 to read as follows:

10. (A) FOR PURPOSES OF THIS SUBDIVISION "SUBSTANTIAL CHANGE IN SERVICE" SHALL MEAN:

(I) ANY COMPLETE OR PARTIAL CLOSING OF A PASSENGER STATION OR ANY MEANS OF PUBLIC ACCESS TO SUCH FACILITY;

(II) THE ALTERING OF A SURFACE ROUTE BY MORE THAN FIVE HUNDRED FEET; OR

(III) THE OPENING OF A RAPID TRANSIT OR COMMUTER RAIL LINE OR STATION.

(B) THE AUTHORITY SHALL HOLD A PUBLIC HEARING, NO LESS THAN ONE HUNDRED FIFTY DAYS, BUT NO MORE THAN ONE HUNDRED EIGHTY DAYS AFTER A SUBSTANTIAL CHANGE IN SERVICE ON THE COMMUTER RAIL FACILITIES.

(C) THE METROPOLITAN TRANSPORTATION AUTHORITY SHALL PRODUCE A SUMMARY OF RIDERSHIP DATA REGARDING SUCH SUBSTANTIAL CHANGE. SUCH SUMMARY SHALL INCLUDE, BUT NOT BE LIMITED TO, A COMPARISON OF PROJECTIONS OF RIDERSHIP WITH THE ACTUAL SURVEYS OF RIDERS AFTER THE CHANGE IN SERVICE, AN ANALYSIS OF CROWDING, AND OTHER SERVICE-RELATED AND PASSENGER SERVICE MEASURES SUCH AS ON-TIME PERFORMANCE FOR BEFORE AND AFTER THE CHANGE IN SERVICE.

(D) AT EACH AFFECTED STATION AND ON BUSES OPERATING ON EACH AFFECTED BUS ROUTE, POSTERS SHALL BE DISPLAYED PROVIDING A GENERAL DESCRIPTION OF THE PROPOSED SERVICE CHANGE, AND IDENTIFYING THE LOCATIONS AT WHICH THE

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

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INFORMATION REQUIRED BY THIS PARAGRAPH IS ACCESSIBLE TO THE PUBLIC, AND INFORMING THE PUBLIC OF THE DATE, TIME AND PLACE OF THE PUBLIC HEARING OR HEARINGS.

(E) AFTER THE HOLDING OF SUCH PUBLIC HEARING THE AUTHORITY SHALL PRODUCE A REPORT SUMMARIZING THE COMMENTS MADE AT SUCH HEARING AND ANY RECOMMENDATIONS FOR CHANGES IN SERVICE. SUCH REPORT SHALL BE APPROVED OR REJECTED BY MAJORITY VOTE OF THE BOARD OF THE AUTHORITY AT A REGULAR MEETING OF SUCH BOARD.

S 2. This act shall take effect immediately.