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

6198

2009-2010 Regular Sessions

I N A S S E M B L Y

February 26, 2009

Introduced by M. of A. BARRA -- 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 by the Triborough bridge and tunnel authority prior to increases in fees, tolls or other charges

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

Section 1. Subdivision 3 of section 2804 of the public authorities law, as added by chapter 723 of the laws of 1975 and such section as renumbered by chapter 838 of the laws of 1983, is amended to read as follows:

(3) (A) Every authority or commission shall hold a public hearing or hearings after receipt of the report of the comptroller required by subdivision two of this section not less than fifteen days prior to the effective date of such increase or imposition. Where the increase sought is or constitutes a portion of a general statewide increase, three hearings across the state shall be held. Where the increase or imposition is applicable only to a specific facility or segment, one hearing in the affected area shall be held. Notice of each hearing shall be given to the governor, comptroller, and each member of the legislature at least ten days prior to each such hearing, and shall be published at least once in two newspapers of daily circulation in the area where each hearing is to be held at least ten days prior to each such hearing. All newspapers shall be selected by the authority or commission. Copies of the proposed increase or imposition, the reports required by subdivisions one and two of this section shall be available for public inspection during a period of fifteen days prior to each hearing at the office or offices of the authority or commission and at a public facility in each area where a hearing is to be held. Following such public hearing or hearings, the authority or commission shall

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

LBD08027-01-9

reconsider the proposed increase or imposition and may rescind, change or modify the proposal as it then deems necessary or advisable.

(B) THE PROVISIONS OF THIS PARAGRAPH SHALL APPLY WITH RESPECT TO ANY PROPOSED INCREASE IN THE FEES, TOLLS OR OTHER CHARGES FOR THE USE OF ANY TUNNEL OR BRIDGE OPERATED BY THE TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY OR TO ANY PROPOSED IMPOSITION OF TOLLS OR FEES AT ANY SUCH LOCATION THAT IS TOLL OR FEE FREE. THE PROVISIONS OF THIS PARAGRAPH SHALL SUPPLEMENT OR SUPERSEDE, AS THE CASE MAY BE, THE PROVISIONS OF PARAGRAPH (A) OF THIS SUBDIVISION. SUCH AUTHORITY SHALL HOLD AT LEAST TWO PUBLIC HEARINGS THEREON AT LEAST THIRTY DAYS PRIOR TO THE DATE OF SUCH PROPOSED INCREASE OR IMPOSITION. AT LEAST ONE SUCH HEARING SHALL BE HELD IN THE CITY OF NEW YORK AND AT LEAST ONE SUCH HEARING SHALL BE HELD IN THE COUNTY SEAT OF THE COUNTY OF NASSAU.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.