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

6263

2009-2010 Regular Sessions

I N A S S E M B L Y

February 27, 2009

Introduced by M. of A. BARRA -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to notification to the legislature regarding applications to state agencies for grants and financing by tax exempt bonds

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

Section 1. The executive law is amended by adding a new section 170-b to read as follows:

S 170-B. NOTIFICATION TO LEGISLATURE; GRANTS AND TAX EXEMPT BONDS. 1. FOR PURPOSES OF THIS SECTION, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

(A) "STATE AGENCY" SHALL MEAN ANY DEPARTMENT, BOARD, BUREAU, COMMISSION, DIVISION, OFFICE, COUNCIL, COMMITTEE OR OFFICER OF THE STATE, A PUBLIC BENEFIT CORPORATION OR PUBLIC AUTHORITY, AT LEAST ONE OF WHOSE MEMBERS IS APPOINTED BY THE GOVERNOR.

(B) "PERSON" SHALL MEAN ANY INDIVIDUAL, CORPORATION, PARTNERSHIP, LIMITED LIABILITY COMPANY, ASSOCIATION, TRUSTEE, MUNICIPALITY OR OTHER LEGAL ENTITY, BUT SHALL NOT INCLUDE THE STATE OR ANY STATE AGENCY.

2. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO APPLICATION TO ANY STATE AGENCY BY A PERSON FOR ANY GRANT OR FOR THE FINANCING OF ANY PROJECT BY THE ISSUANCE OF BONDS WHICH ARE EXEMPT FROM TAXATION SHALL BE APPROVED WITHOUT RECEIPT BY SUCH AGENCY THAT THE APPLICANT HAS PROVIDED THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE MINORITY LEADER OF THE SENATE, THE MINORITY LEADER OF THE ASSEMBLY AND THE SENATOR AND MEMBER OF THE ASSEMBLY WHO REPRESENT THE SENATE DISTRICT AND ASSEMBLY DISTRICT WHERE SUCH PROJECT IS LOCATED, WITH WRITTEN NOTIFICATION STATING THAT SUCH APPLICATION HAS BEEN MADE TO SUCH AGENCY AND SETTING FORTH THE AMOUNT OF SUCH GRANT OR FINANCING. THE CONTENT OF SUCH NOTIFICATION, AND THE MANNER AND FORM IN WHICH SUCH NOTIFICATION SHALL BE MADE SHALL BE DETERMINED BY THE LEGISLATURE.

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

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

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