

640

2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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

AN ACT to amend the public lands law, in relation to site selection for  
state use

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

1     Section 1. The public lands law is amended by adding a new section 2-c  
2     to read as follows:  
3     S 2-C. SITE SELECTION FOR STATE USE. 1. IT IS HEREBY DECLARED TO BE  
4     THE POLICY OF THE STATE THAT STATE FACILITIES AND STATE USE OF SPACE IN  
5     URBAN AREAS SHALL SERVE TO STRENGTHEN THE STATE'S CITIES AND TO MAKE  
6     THEM ATTRACTIVE PLACES TO LIVE AND WORK. SUCH SPACE SHALL CONSERVE  
7     EXISTING URBAN RESOURCES AND ENCOURAGE THE DEVELOPMENT AND REDEVELOPMENT  
8     OF CITIES. PROCEDURES FOR MEETING SPACE NEEDS IN URBAN AREAS SHALL GIVE  
9     SERIOUS CONSIDERATION TO THE IMPACT A SITE SELECTION WILL HAVE ON  
10    IMPROVING THE SOCIAL, ECONOMIC, ENVIRONMENTAL, AND CULTURAL CONDITIONS  
11    OF THE COMMUNITIES IN THE URBAN AREA.  
12    2. EXCEPT WHERE SUCH SELECTION IS OTHERWISE PROHIBITED, THE PROCESS  
13    FOR MEETING STATE SPACE NEEDS IN URBAN AREAS SHALL GIVE FIRST CONSIDER-  
14    ATION TO A CENTRALIZED COMMUNITY BUSINESS AREA AND ADJACENT AREAS OF  
15    SIMILAR CHARACTER, INCLUDING OTHER SPECIFIC AREAS WHICH MAY BE RECOM-  
16    MENDED BY LOCAL OFFICIALS.  
17    3. THE PROCESS OF MEETING STATE SPACE NEEDS IN URBAN AREAS SHALL BE  
18    CONSISTENT WITH THE POLICIES OF THIS SECTION AND SHALL INCLUDE CONSIDER-  
19    ATION OF THE FOLLOWING CRITERIA:  
20    (A) COMPATIBILITY OF THE SITE WITH STATE, REGIONAL, OR LOCAL DEVELOP-  
21    MENT, REDEVELOPMENT, OR CONSERVATION OBJECTIVES.  
22    (B) IMPACT ON ECONOMIC DEVELOPMENT AND EMPLOYMENT OPPORTUNITIES IN THE  
23    URBAN AREA, INCLUDING THE UTILIZATION OF HUMAN, NATURAL, CULTURAL, AND  
24    COMMUNITY RESOURCES.

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

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1 (C) AVAILABILITY OF ADEQUATE LOW AND MODERATE INCOME HOUSING FOR STATE  
2 EMPLOYEES AND THEIR FAMILIES ON A NONDISCRIMINATORY BASIS.

3 (D) AVAILABILITY OF ADEQUATE PUBLIC TRANSPORTATION AND PARKING AND  
4 ACCESSIBILITY TO THE PUBLIC.

5 4. PROCEDURES FOR MEETING SPACE NEEDS IN URBAN AREAS SHALL BE CONSIST-  
6 ENT WITH THE POLICIES OF THIS SECTION AND SHALL INCLUDE CONSIDERATION OF  
7 THE FOLLOWING ALTERNATIVES:

8 (A) AVAILABILITY OF EXISTING STATE CONTROLLED FACILITIES.

9 (B) UTILIZATION OF BUILDINGS OF HISTORIC, ARCHITECTURAL, OR CULTURAL  
10 SIGNIFICANCE.

11 (C) ACQUISITION OR UTILIZATION OF EXISTING PRIVATELY OWNED FACILITIES.

12 (D) CONSTRUCTION OF NEW FACILITIES.

13 (E) OPPORTUNITIES FOR LOCATING CULTURAL, EDUCATIONAL, RECREATIONAL, OR  
14 COMMERCIAL ACTIVITIES WITHIN THE PROPOSED FACILITY.

15 5. THE COMMISSIONER OF GENERAL SERVICES SHALL DEVELOP PROGRAMS TO  
16 IMPLEMENT THE POLICIES OF THIS SECTION THROUGH THE EFFICIENT ACQUISITION  
17 AND UTILIZATION OF STATE OWNED AND LEASED SPACE. IN PARTICULAR, SUCH  
18 COMMISSIONER SHALL:

19 (A) SELECT, ACQUIRE, AND MANAGE STATE SPACE IN A MANNER WHICH WILL  
20 FOSTER THE POLICIES AND PROGRAMS OF THE STATE GOVERNMENT AND IMPROVE THE  
21 MANAGEMENT AND ADMINISTRATION OF GOVERNMENT ACTIVITIES.

22 (B) ISSUE REGULATIONS, STANDARDS, AND CRITERIA FOR THE SELECTION,  
23 ACQUISITION, AND MANAGEMENT OF STATE OWNED AND LEASED SPACE.

24 (C) PERIODICALLY UNDERTAKE SURVEYS OF SPACE REQUIREMENTS AND SPACE  
25 UTILIZATION IN THE EXECUTIVE AGENCIES.

26 (D) ENSURE, IN COOPERATION WITH THE HEADS OF EXECUTIVE AGENCIES, THAT  
27 THEIR ESSENTIAL SPACE REQUIREMENTS ARE MET IN A MANNER THAT IS ECONOM-  
28 ICALLY FEASIBLE AND PRUDENT.

29 (E) MAKE MAXIMUM USE OF EXISTING STATE CONTROLLED FACILITIES WHICH, IN  
30 HIS JUDGMENT, ARE ADEQUATE OR ECONOMICALLY ADAPTABLE TO MEETING THE  
31 SPACE NEEDS OF EXECUTIVE AGENCIES.

32 (F) ANNUALLY SUBMIT LONG-RANGE PLANS AND PROGRAMS FOR THE ACQUISITION,  
33 MODERNIZATION, AND USE OF SPACE FOR APPROVAL BY THE GOVERNOR.

34 S 2. This act shall take effect immediately.