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

7905

2009-2010 Regular Sessions

I N A S S E M B L Y

April 28, 2009

Introduced by M. of A. ABBATE, COLTON, JOHN, CYMBROWITZ -- Multi-Sponsored by -- M. of A. AUBRY, CLARK, HOOPER, MAGEE, McENENY, PERALTA, PHEFFER, J. RIVERA, WEISENBERG -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the oversight of certain public authorities

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

Section 1. Article 9 of the public authorities law is amended by adding a new title 1-A to read as follows:

TITLE 1-A

OVERSIGHT OF PUBLIC AUTHORITIES

SECTION 2810. DEFINITIONS.
2811. BUDGET REPORTS.
2812. RESTRICTIONS OF THE TRANSFER OF FUNCTIONS.
2813. CIVIL SERVICE STATUS OF EMPLOYEES.

S 2810. DEFINITIONS. FOR THE PURPOSES OF THIS TITLE THE TERM "REGULATED PUBLIC AUTHORITY" SHALL INCLUDE THE FOLLOWING PUBLIC AUTHORITIES, STATE AFFILIATED NOT-FOR-PROFIT CORPORATIONS AND PUBLIC BENEFIT CORPORATIONS:

1. THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION;
2. THE DORMITORY AUTHORITY;
3. THE NEW YORK STATE URBAN DEVELOPMENT CORPORATION (ALSO KNOWN AS EMPIRE STATE DEVELOPMENT CORPORATION) AND ANY SUBSIDIARY THEREOF;
4. HEALTH RESEARCH, INC.;
5. THE NEW YORK JOB DEVELOPMENT AUTHORITY;
6. THE HOUSING TRUST FUND CORPORATION.

S 2811. BUDGET REPORTS. EVERY REGULATED PUBLIC AUTHORITY SHALL SUBMIT ANNUALLY TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY AND THE COMPTROLLER, A REPORT OF BUDGET INFORMATION SPECIFIED IN SECTION TWO THOUSAND EIGHT HUNDRED ONE OF THIS ARTI-

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

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CLE. SUCH REPORT SHALL BE MAINTAINED AT THE PRINCIPAL OFFICE OF THE PUBLIC AUTHORITY AS A PUBLIC RECORD AVAILABLE FOR PUBLIC INSPECTION AND COPYING PURSUANT TO ARTICLE SIX OF THE PUBLIC OFFICERS LAW.

S 2812. RESTRICTIONS OF THE TRANSFER OF FUNCTIONS. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, NO FUNCTION WHICH IS PRIMARILY PERFORMED BY A DEPARTMENT OR AGENCY OF THE STATE SHALL BE TRANSFERRED TO, OR ASSUMED BY, OR PERFORMED BY, A REGULATED PUBLIC AUTHORITY AS DEFINED BY THIS TITLE, UNLESS SUCH TRANSFER OF FUNCTION OR ASSUMPTION OR PERFORMANCE IS SPECIFICALLY AUTHORIZED IN LAW BY AN ACT OF THE STATE LEGISLATURE.

S 2813. CIVIL SERVICE STATUS OF EMPLOYEES. ANY EMPLOYEE OF A REGULATED PUBLIC AUTHORITY AS DEFINED BY THIS TITLE, WHO IS HIRED AFTER THE EFFECTIVE DATE OF THIS TITLE, SHALL BE DEEMED TO BE IN THE CLASSIFIED CIVIL SERVICE AND SHALL BE SUBJECT TO THE PROVISIONS OF THE CIVIL SERVICE LAW IN THE SAME MANNER AS AN EMPLOYEE OF A DEPARTMENT OF THE STATE.

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