

S. 2854

A. 6462

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

March 4, 2009

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IN SENATE -- Introduced by Sen. SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- Introduced by M. of A. GREENE, BENEDETTO, BENJAMIN, CASTRO, CLARK, DIAZ, DINOWITZ, EDDINGTON, ESPAILLAT, HEASTIE, JACOBS, JAFFEE, MAYERSOHN -- Multi-Sponsored by -- M. of A. PHEFFER, RUSSELL, WEISENBERG -- read once and referred to the Committee on Health

AN ACT to create a temporary state commission to study and make recommendations concerning the incidence of asthma in the borough of the Bronx in New York city

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

1     Section 1. A temporary state commission is hereby created to study and  
2     make recommendations relating to the incidence of asthma in the borough  
3     of the Bronx in New York, which has the highest incidence of asthma in  
4     the state. The commission will place particular emphasis on youth in  
5     communities with an unemployment rate exceeding one hundred twenty-five  
6     percent of the statewide level.  
7     S 2. The commission shall consist of eleven members to be appointed as  
8     follows: five shall be appointed by the governor; two shall be appointed  
9     by the temporary president of the senate and one by the minority leader  
10    of the senate; and two shall be appointed by the speaker of the assembly  
11    and one by the minority leader of the assembly. The members of the  
12    commission shall serve at the pleasure of the official making the  
13    appointment of such member. Of the five members appointed by the gover-  
14    nor, one shall be from the department of health and one shall be from  
15    the department of environmental conservation. The remaining nine members  
16    of the commission must reside in a city with a population of one million  
17    or more. Vacancies in the membership of the commission shall be filled  
18    in the manner provided for original appointments. Membership on the  
19    commission shall not constitute a public office. A chairperson and vice-

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

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1 chairperson of the commission shall be elected by a majority of its  
2 members, all members being present.

3 S 3. The members of the commission shall receive no compensation for  
4 their services, but shall be allowed their actual and necessary expenses  
5 incurred in the performance of their duties pursuant to this act.

6 S 4. The commission may meet within and without the state, shall hold  
7 at least one public hearing each quarter, and shall have all the powers  
8 of a legislative committee pursuant to the legislative law.

9 S 5. The commission shall make a report of its findings and make any  
10 recommendations it may deem necessary and appropriate to the governor,  
11 the temporary president of the senate and the speaker of the assembly no  
12 later than one year after the effective date of this act.

13 S 6. This act shall take effect immediately.