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I N   S E N A T E

March 8, 2010

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Introduced by Sen. RANZENHOFER -- read twice and ordered printed, and  
when printed to be committed to the Committee on Cultural Affairs,  
Tourism, Parks and Recreation

AN ACT to amend the economic development law, in relation to establish-  
ing the New York state amateur sports development advisory council

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

1     Section 1. The economic development law is amended by adding a new  
2     article 5-B-1 to read as follows:

3                                     ARTICLE 5-B-1

4             NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL  
5     SECTION 172-A. NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUN-  
6                                     CIL ESTABLISHED.

7             172-B. PURPOSE OF THE COUNCIL.

8             172-C. POWERS OF THE COUNCIL.

9     S 172-A. NEW YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL  
10     ESTABLISHED. 1. THERE IS HEREBY ESTABLISHED IN THE DEPARTMENT THE NEW  
11     YORK STATE AMATEUR SPORTS DEVELOPMENT ADVISORY COUNCIL WHICH SHALL  
12     COMPRISE EIGHTEEN MEMBERS APPOINTED BY THE GOVERNOR, THREE ON THE RECOM-  
13     MENDATION OF THE TEMPORARY PRESIDENT OF THE SENATE; ONE ON THE RECOMMEN-  
14     DATION OF THE MINORITY LEADER OF THE SENATE; THREE ON THE RECOMMENDATION  
15     OF THE SPEAKER OF THE ASSEMBLY; AND ONE ON THE RECOMMENDATION OF THE  
16     MINORITY LEADER OF THE ASSEMBLY. THE MEMBERS OF THE COUNCIL SHALL SERVE  
17     FOR TERMS OF TWO YEARS, PROVIDED, HOWEVER, THAT OF THE MEMBERS FIRST  
18     APPOINTED, NINE SHALL SERVE FOR TERMS OF TWO YEARS AND NINE SHALL SERVE  
19     FOR TERMS OF THREE YEARS. THE GOVERNOR SHALL DESIGNATE THE CHAIRMAN FROM  
20     AMONG THE MEMBERS OF THE COUNCIL. THE VICE CHAIRMAN SHALL BE ELECTED  
21     FROM AMONG THE MEMBERS OF THE COUNCIL BY THE MEMBERS OF SUCH COUNCIL,  
22     AND SHALL REPRESENT THE COUNCIL IN THE ABSENCE OF THE CHAIRMAN AT ALL  
23     OFFICIAL COUNCIL FUNCTIONS. THE CHAIR OF THE SENATE COMMITTEE ON  
24     CULTURAL AFFAIRS, TOURISM, PARKS AND RECREATION AND THE CHAIR OF THE  
25     ASSEMBLY COMMITTEE ON TOURISM, ARTS AND SPORTS DEVELOPMENT OR THEIR  
26     DESIGNATED REPRESENTATIVES, SHALL BE NON-VOTING, EX OFFICIO MEMBERS OF

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

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1 THE COUNCIL AND SHALL RECEIVE NO ADDITIONAL COMPENSATION FOR THEIR  
2 SERVICES ON THE ADVISORY COUNCIL.

3 2. IN APPOINTING THE MEMBERS OF THE COUNCIL, THE GOVERNOR SHALL ENSURE  
4 THAT SUCH MEMBERS INCLUDE REPRESENTATIVES OF ORGANIZATIONS THAT SPONSOR  
5 AND PROMOTE AMATEUR SPORTS ACTIVITIES IN THE STATE INCLUDING, BUT NOT  
6 LIMITED TO, BUSINESSES, CONVENTION BUREAUS, CULTURAL INSTITUTIONS, PARKS  
7 AND ATTRACTIONS, SCHOOLS, CLUBS, COLLEGES AND UNIVERSITIES, RESTAURANTS,  
8 WATER-BASED RECREATION FACILITIES, CAMPGROUNDS, SKI FACILITIES, WINER-  
9 IES, HALLS OF FAME, TRAVEL AGENTS AND TRANSPORTATION COMPANIES.

10 3. THE MEMBERS OF THE COUNCIL SHALL RECEIVE NO COMPENSATION FOR THEIR  
11 SERVICES BUT SHALL BE ALLOWED THEIR ACTUAL AND NECESSARY EXPENSES  
12 INCURRED IN THE PERFORMANCE OF THEIR DUTIES AS COUNCIL MEMBERS.

13 4. THE COUNCIL SHALL MEET AT LEAST FIVE TIMES A YEAR INCLUDING NO LESS  
14 THAN THREE TIMES BETWEEN JANUARY FIRST AND MAY THIRTY-FIRST, AT THE  
15 CALL OF THE COMMISSIONER OR THE CHAIRMAN OF THE COUNCIL.

16 5. UNLESS A MEMBER HAS BEEN EXCUSED FROM ATTENDANCE AT SUCH MEETINGS  
17 BY THE CHAIRMAN OR VICE-CHAIRMAN UPON GOOD CAUSE BEING SHOWN, ANY MEMBER  
18 WHO FAILS TO ATTEND THREE CONSECUTIVE MEETINGS SHALL BE DEEMED TO HAVE  
19 RESIGNED. ANY VACANCY ON THE COUNCIL SHALL BE FILLED FOR THE REMAINING  
20 TERM OF THE INDIVIDUAL REPLACED. THE APPOINTMENT TO FILL SUCH VACANCY  
21 SHALL BE MADE IN THE SAME MANNER AS THE ORIGINAL APPOINTMENT WAS MADE.

22 6. THE DEPARTMENT SHALL PROVIDE NECESSARY TECHNICAL AND STAFF ASSIST-  
23 ANCE TO THE COUNCIL. ALL REASONABLE REQUESTS BY THE COUNCIL FOR INFOR-  
24 MATION, COOPERATION, OR ASSISTANCE TO CARRY OUT THE PURPOSES OF THIS  
25 ARTICLE SHALL BE PROVIDED BY ANY OTHER DEPARTMENT, DIVISION, BOARD,  
26 BUREAU, COMMISSION, AUTHORITY OR AGENCY OF THE STATE.

27 S 172-B. PURPOSE OF THE COUNCIL. THE PURPOSES OF THE COUNCIL SHALL BE  
28 TO ADVISE THE COMMISSIONER CONCERNING AMATEUR SPORTS PROMOTIONS, TO LINK  
29 TOURISM RESOURCES TO AMATEUR SPORTS PROMOTION AND TO SERVE AS LIAISON  
30 BETWEEN THE STATE'S AMATEUR SPORTS CLUBS AND ORGANIZATIONS AND THE  
31 COMMISSIONER WITH RESPECT TO COORDINATING THE DESIGN AND IMPLEMENTATION  
32 OF THE STATE'S AMATEUR SPORTING EVENT PROMOTION POLICIES AND PROGRAMS.

33 S 172-C. POWERS OF THE COUNCIL. THE COUNCIL SHALL HAVE THE FOLLOWING  
34 POWERS:

35 1. TO IDENTIFY AND REVIEW AMATEUR SPORTS ACTIVITIES, COORDINATING  
36 SCHEDULING AND USE OF VENUES, AND CURRENT STATE POLICIES AND PROGRAMS  
37 WHICH DIRECTLY OR INDIRECTLY AFFECT THE PROMOTION OF AMATEUR SPORTING  
38 EVENTS IN THE STATE AND, AS APPROPRIATE, RECOMMEND THE ADOPTION OF NEW,  
39 OR THE MODIFICATION OF EXISTING, POLICIES AND PROGRAMS;

40 2. TO ADVISE THE DEPARTMENT IN ITS PROMOTION AND DEVELOPMENT OF  
41 AMATEUR SPORTING TOURNAMENTS AND EVENTS, FACILITIES AND RELATED SERVICES  
42 IN THE STATE; TO PROVIDE GUIDANCE AND ASSISTANCE TO LOCAL AMATEUR  
43 SPORTS CLUBS AND ORGANIZATIONS; AND TO PROVIDE CENTRAL INVENTORY OF  
44 VENUES, A STATEWIDE SCHEDULE OF AMATEUR SPORTING EVENTS AND A CENTRAL  
45 RESOURCE FOR SUCH SPORTING EVENT INFORMATION;

46 3. TO ADVISE THE DEPARTMENT IN THE DEVELOPMENT AND IMPLEMENTATION OF  
47 THE STATE'S AMATEUR SPORTS MARKETING AND BUSINESS DEVELOPMENT PROGRAM,  
48 INCLUDING LONG-RANGE STRATEGIES FOR ATTRACTING AMATEUR SPORTS ENTHUSI-  
49 ASTS TO THE STATE;

50 4. TO ADVISE THE DEPARTMENT, THE GOVERNOR AND THE LEGISLATURE CONCERN-  
51 ING RECOMMENDED LEGISLATION NECESSARY TO FOSTER AND PROMOTE THE EXPAN-  
52 SION AND DEVELOPMENT OF AMATEUR SPORTING EVENTS WITHIN THE STATE;

53 5. TO ADVISE THE DEPARTMENT, THE GOVERNOR AND THE LEGISLATURE CONCERN-  
54 ING EXISTING LAWS, RULES, REGULATIONS AND PRACTICES OF STATE AGENCIES  
55 WHICH ARE COUNTER-PRODUCTIVE OR INIMICAL TO THE EXPANSION AND DEVELOP-  
56 MENT OF AMATEUR SPORTING EVENTS WITHIN THE STATE; AND

1       6. TO ASSIST THE DEPARTMENT IN OBTAINING INFORMATION NECESSARY FOR THE  
2 DEVELOPMENT AND IMPROVEMENT OF STATE POLICIES AND PROGRAMS AFFECTING THE  
3 PROMOTION OF AMATEUR SPORTING EVENTS AND RELATED INDUSTRIES IN THE  
4 STATE.

5       S 2. Reporting requirements. The chair of the New York state advisory  
6 council shall report, on or before March first next succeeding such  
7 council's initial convening and annually thereafter, to the governor and  
8 the legislature and make appropriate recommendations consistent with the  
9 purposes of this act.

10       S 3. This act shall take effect immediately.