

8454

2009-2010 Regular Sessions

I N A S S E M B L Y

May 20, 2009

Introduced by M. of A. GALEF -- (at request of the New York State Bridge Authority) -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to granting the New York State Bridge Authority the power to issue bonds and notes in an aggregate principal amount not to exceed \$153,255,000

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

1 Section 1. Subdivision 1 of section 532 of the public authorities law,
2 as amended by chapter 584 of the laws of 1993, is amended to read as
3 follows:

4 1. The authority shall have power and is hereby authorized from time
5 to time to issue [after January first, nineteen hundred ninety-three]
6 its negotiable bonds in conformity with applicable provisions of the
7 uniform commercial code for any corporate purpose in the aggregate prin-
8 cipal amount [of] not [exceeding one hundred million dollars] TO EXCEED
9 ONE HUNDRED FIFTY-THREE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS.

10 S 2. Subdivision 2 of section 532 of the public authorities law, as
11 amended by chapter 584 of the laws of 1993, is amended to read as
12 follows:

13 2. In addition to the bonds authorized in subdivision one of this
14 section, the authority shall have power from time to time and whenever
15 it deems refunding expedient, to issue bonds in such principal amount as
16 the authority may determine for the purpose of refunding bonds then
17 outstanding and to issue such additional bonds as may be necessary to
18 pay the costs incurred in connection with said refunding, whether the
19 bonds to be refunded have or have not matured. The refunding bonds may
20 be exchanged for the bonds to be refunded with such cash adjustments as
21 may be agreed, or may be sold and the proceeds applied to the purchase,
22 redemption or payment of the bonds to be refunded, provided, however,
23 that upon any such refunding or repayment the aggregate principal amount

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

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1 of outstanding bonds may be greater than [one hundred million dollars]
2 ONE HUNDRED FIFTY-THREE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS
3 only if the present value of the aggregate debt service of the refunding
4 or repayment bonds to be issued shall not exceed the present value of
5 the aggregate debt service of the bonds so to be refunded or repaid. For
6 purposes hereof, the present values of the aggregate debt service of the
7 refunding or repayment bonds and of the aggregate debt service of the
8 bonds so refunded or repaid, shall be calculated by utilizing the effec-
9 tive interest rate of the refunding or repayment bonds, which shall be
10 that rate arrived at by doubling the semi-annual interest rate
11 (compounded semi-annually) necessary to discount the debt service
12 payments on the refunding or repayment bonds from the payment dates
13 thereof to the date of issue of the refunding or repayment bonds and to
14 the price bid including estimated accrued interest or proceeds received
15 by the authority including estimated accrued interest from the sale
16 thereof.

17 S 3. Section 532-a of the public authorities law, as amended by chap-
18 ter 584 of the laws of 1993, is amended to read as follows:

19 S 532-a. Notes of the authority. The authority shall have power from
20 time to time to issue its negotiable notes in conformity with applicable
21 provisions of the uniform commercial code and from time to time to issue
22 renewal notes, maturing not later than five years from their respective
23 dates in an amount which together with bonds shall not exceed [the
24 amount of bonds authorized to be issued after January first, nineteen
25 hundred ninety-three] ONE HUNDRED FIFTY-THREE MILLION TWO HUNDRED
26 FIFTY-FIVE THOUSAND DOLLARS pursuant to subdivision one of section five
27 hundred thirty-two of this chapter, excluding bonds issued to fund said
28 notes. Subject to any agreements with bondholders or noteholders thereof
29 the authority may pledge such moneys or revenues for the payment of the
30 notes and may in addition secure the notes in the same manner and with
31 the same effect as herein provided for bonds. The notes shall be issued
32 in the same manner as bonds. The authority shall have power to make
33 contracts for the future sale from time to time of the notes, by which
34 the purchasers shall be committed to purchase the notes from time to
35 time on terms and conditions stated in such contracts, and the authority
36 shall have power to pay such consideration as it shall deem proper for
37 such commitments. In case of default on its notes, or violation of any
38 of the obligations of the authority to the noteholders, the noteholders
39 shall have all the remedies provided herein for bondholders.

40 S 4. This act shall take effect immediately.