

9728

I N A S S E M B L Y

January 20, 2010

Introduced by M. of A. QUINN -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to create a temporary state commission to review and report on the usefulness of the state authorities and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. A temporary state commission created to review and report  
2 on the usefulness of all state authorities, as defined in subdivision 1  
3 of section 2 of the public authorities law, hereinafter referred to as  
4 the commission, is hereby created to develop and propose legislation  
5 recommending which state authorities shall remain and which state  
6 authorities shall be dissolved and/or consolidated, and the appropriate  
7 state and local agencies or offices to assume the various responsibil-  
8 ities and obligations of such authorities.

9 S 2. The commission shall consist of nine members to be appointed as  
10 follows: three members to be appointed by the governor; two members to  
11 be appointed by the temporary president of the senate; two members to be  
12 appointed by the speaker of the assembly; one member to be appointed by  
13 the minority leader of the senate; and one to be appointed by the minor-  
14 ity leader of the assembly. A chair of the commission shall be  
15 appointed by the governor from among his appointees. Vacancies shall be  
16 filled in the same manner as the original appointments.

17 S 3. The members of the commission shall receive no compensation for  
18 their services, but shall be allowed their actual and necessary expenses  
19 incurred in the performance of their duties hereunder.

20 S 4. To the maximum extent feasible, the commission shall be entitled  
21 to request and receive and shall utilize and be provided with such  
22 facilities, resources, and data of any department, division, board,  
23 bureau, commission, or agency of the state or any political subdivision  
24 thereof as it deems necessary or desirable to carry out properly its  
25 powers and duties hereunder.

26 S 5. The commission is hereby empowered to subpoena and enforce the  
27 attendance of witnesses, to administer oaths or affirmations and examine

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

LBD14863-02-0

1 witnesses under oath, to require the production of any books, records or  
2 papers deemed relevant or material, and to perform any other functions  
3 that are necessary or appropriate to fulfill its duties and responsibil-  
4 ities, and the governor shall give and grant to the commissioners all  
5 powers and authority that may be given or granted to persons appointed  
6 by the governor for such purpose pursuant to section 6 of the executive  
7 law.

8 S 6. The commission shall issue a final report no later than December  
9 1, 2011, setting forth its findings and conclusions and making such  
10 recommendations as it shall deem necessary and proper. In addition, the  
11 commission shall issue such interim reports as it shall deem necessary,  
12 including an interim report no later than May 15, 2011.

13 S 7. The commission shall submit its report and recommendation for  
14 each state authority. Such recommendation may include, but not be limit-  
15 ed to leaving an authority in its current form, the dissolution of an  
16 authority, consolidation of similar authorities, and the transfer of  
17 responsibilities and obligations to state agencies.

18 S 8. The commission's report shall include, but shall not be limited  
19 to:

- 20 1. the number of state authorities which are currently in existence;
- 21 2. the name and location of each state authority;
- 22 3. the number of employees, and the salary of each person employed by  
23 a state authority;
- 24 4. the operating budget of each state authority;
- 25 5. the expenditures of each state authority;
- 26 6. the debts and assets of each state authority; and
- 27 7. the extent to which there is oversight and accountability for each  
28 state authority.

29 S 9. This act shall take effect immediately, provided that the  
30 members of the commission created by this act shall be appointed within  
31 thirty days of such date; and provided, further, that this act shall  
32 remain in effect until one hundred twenty days after the commission  
33 submits the report required by section six of this act, at which time  
34 this act shall expire and be deemed repealed.