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I N   A S S E M B L Y

February 11, 2010

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Introduced by M. of A. LANCMAN -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to the naming of facilities after public officials

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

1     Section 1. The public officers law is amended by adding a new section  
2     73-c to read as follows:  
3     S 73-C. NAMING OF FACILITIES AFTER PUBLIC OFFICIALS; PROHIBITED. 1.  
4     NO FACILITY, THE CONSTRUCTION, REHABILITATION OR OPERATION OF WHICH IS  
5     SUPPORTED BY STATE FUNDS, MAY BE NAMED AFTER A LIVING PERSON WHO IS  
6     SUBJECT TO THE PROVISIONS OF THIS ARTICLE UNLESS SUCH PERSON HAS BEEN  
7     OUT OF PUBLIC OFFICE FOR AT LEAST TEN YEARS.  
8     2. THE PROHIBITION SET FORTH IN THIS SECTION SHALL NOT APPLY WHERE THE  
9     LEGISLATURE APPROVES THE NAMING OF SUCH FACILITY IN THE MANNER PROVIDED  
10    FOR IN SECTION FOURTEEN OF ARTICLE THREE OF THE STATE CONSTITUTION, AND  
11    THE GOVERNOR APPROVES THE NAMING OF SUCH FACILITY IN THE MANNER PROVIDED  
12    FOR IN SECTION SEVEN OF ARTICLE FOUR OF THE STATE CONSTITUTION.  
13    3. WHERE ANY PERSON, MUNICIPAL CORPORATION OR OTHER ENTITY VIOLATES  
14    THE PROVISIONS OF THIS SECTION, THE ATTORNEY GENERAL MAY INITIATE A  
15    CIVIL ACTION TO ENFORCE THE PROHIBITION SET FORTH IN THIS SECTION.  
16    S 2. This act shall take effect immediately.

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

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