S T A T E O F N E W Y O R K

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

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:

Section 1. A temporary state commission is hereby created to study and make recommendations relating to the incidence of asthma in the borough of the Bronx in New York, which has the highest incidence of asthma in the state. The commission will place particular emphasis on youth in communities with an unemployment rate exceeding one hundred twenty-five percent of the statewide level.

S 2. The commission shall consist of eleven members to be appointed as follows: five shall be appointed by the governor; two shall be appointed by the temporary president of the senate and one by the minority leader of the senate; and two shall be appointed by the speaker of the assembly and one by the minority leader of the assembly. The members of the commission shall serve at the pleasure of the official making the appointment of such member. Of the five members appointed by the governor, one shall be from the department of health and one shall be from the department of environmental conservation. The remaining nine members of the commission must reside in a city with a population of one million or more. Vacancies in the membership of the commission shall be filled in the manner provided for original appointments. Membership on the 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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chairperson of the commission shall be elected by a majority of its members, all members being present.

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

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

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

S 6. This act shall take effect immediately.