

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

5010--A

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. PERKINS, DILAN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to the submission of safety, security, and health reports and policies by the metropolitan transportation authority

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

1 Section 1. The public authorities law is amended by adding a new
2 section 1269-h to read as follows:
3 S 1269-H. SUBMISSION OF REPORTS. 1. ASSAULTS AND ATTACKS ON EMPLOYEES
4 AND NON-EMPLOYEES. (A) ON OR BEFORE JULY FIRST, TWO THOUSAND TEN AND
5 ANNUALLY THEREAFTER, THE AUTHORITY SHALL SUBMIT TO THE GOVERNOR, THE
6 TEMPORARY PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE ASSEMBLY A
7 REPORT OF ALL ASSAULTS, INCLUDING SEXUAL ASSAULTS, OR ATTACKS ON EMPLOY-
8 EES AND PASSENGERS AND OTHER NON-EMPLOYEES REPORTED TO OR OTHERWISE
9 KNOWN TO THE AUTHORITY, WHETHER OR NOT SUCH ACTS ARE CRIMINAL, ON OR IN
10 CONNECTION WITH BUS, SUBWAY, AND TRAIN EQUIPMENT OWNED OR OPERATED, OR
11 BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES AND ON OR IN ANY PREMISES
12 OWNED OR USED, OR BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES IN
13 CONNECTION WITH SUCH BUS, SUBWAY, AND TRAIN OPERATIONS.
14 (B) SUCH REPORT SHALL CONTAIN AT LEAST TWO SEPARATE TABULATIONS, ONE
15 RELATING TO EMPLOYEES OF THE AUTHORITY AND ITS SUBSIDIARIES AND ONE
16 RELATING TO PASSENGERS AND OTHER NON-EMPLOYEES. EACH SUCH TABULATION
17 SHALL SET FORTH THE NUMBER OF ASSAULTS AND ATTACKS, THE CATEGORIES OF
18 CAUSES OR ALLEGED CAUSES OF SUCH ASSAULTS AND ATTACKS, AND THE GENERAL
19 LOCATIONS WHERE SUCH ASSAULTS AND ATTACKS HAVE OCCURRED. IN ADDITION,

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

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1 SUCH REPORT SHALL PROVIDE RECOMMENDATIONS TO AVOID OR REDUCE THE
2 FREQUENCY OF SUCH ASSAULTS AND ATTACKS.

3 2. PHYSICAL INFRASTRUCTURE, SAFETY, CONDITION, SECURITY, AND OTHER
4 HEALTH HAZARDS. (A) ON OR BEFORE JULY FIRST, TWO THOUSAND TEN AND ANNU-
5 ALLY THEREAFTER, THE AUTHORITY SHALL SUBMIT TO THE GOVERNOR, THE TEMPO-
6 RARY PRESIDENT OF THE SENATE, AND THE SPEAKER OF THE ASSEMBLY A REPORT
7 OF ALL INJURIES OR DEATHS TO EMPLOYEES AND PASSENGERS AND OTHER NON-EM-
8 PLOYEES REPORTED TO OR OTHERWISE KNOWN TO THE AUTHORITY AND CAUSED OR
9 CLAIMED TO BE CAUSED BY PHYSICAL INFRASTRUCTURE, SAFETY, CONDITION,
10 SECURITY, OR OTHER HEALTH HAZARDS IDENTIFIED BY THE AUTHORITY, ON OR IN
11 CONNECTION WITH BUS, SUBWAY, AND TRAIN EQUIPMENT OWNED OR OPERATED OR
12 BOTH BY THE AUTHORITY OR ITS SUBSIDIARIES AND ON OR IN ANY PREMISES
13 OWNED OR USED, OR BOTH, BY THE AUTHORITY OR ITS SUBSIDIARIES IN
14 CONNECTION WITH SUCH BUS, SUBWAY, AND TRAIN OPERATIONS.

15 (B) SUCH REPORT SHALL CONTAIN AT LEAST TWO SEPARATE TABULATIONS, ONE
16 RELATING TO EMPLOYEES OF THE AUTHORITY AND ITS SUBSIDIARIES AND ONE
17 RELATING TO PASSENGERS AND OTHER NON-EMPLOYEES. EACH SUCH TABULATION
18 SHALL SET FORTH THE NUMBER OF INJURIES OR DEATHS, THE CATEGORIES OF
19 CAUSES OR ALLEGED CAUSES OF SUCH INJURIES AND DEATHS, AND THE GENERAL
20 LOCATIONS WHERE SUCH INJURIES HAVE OCCURRED. IN ADDITION, SUCH REPORT
21 SHALL PROVIDE RECOMMENDATIONS TO AVOID OR REDUCE THE FREQUENCY OF SUCH
22 INJURIES.

23 3. DEFINITIONS. FOR THE PURPOSES OF THIS SECTION, THE TERM "SUBSID-
24 IARY" SHALL INCLUDE THE NEW YORK CITY TRANSIT AUTHORITY, LONG ISLAND
25 RAIL ROAD, LONG ISLAND BUS SERVICE, AND METRO-NORTH RAILROAD, INCLUDING
26 THEIR SUBSIDIARIES.

27 S 2. This act shall take effect immediately.