

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

1819--A

2011-2012 Regular Sessions

I N S E N A T E

January 13, 2011

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- recommitted to the Committee on Finance in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to creating the New York state Triangle Shirtwaist Fire 101st anniversary commemoration commission; 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. Legislative findings. 1. The legislature hereby finds and
2 declares there is a need to create a New York state Triangle Shirtwaist
3 Fire 101st anniversary commemoration commission to focus attention upon
4 the 101st anniversary of the March 25, 1911 Triangle Shirtwaist Fire,
5 during a commemoration period taking place March 25, 2012, through Octo-
6 ber 14, 2012, the anniversary of the date that the American Society of
7 Safety Engineers was founded as a result of the fire.
8 2. The primary focus of the New York state Triangle Shirtwaist Fire
9 101st anniversary commemoration commission will be to plan and execute
10 an organized series of Triangle Shirtwaist Fire educational and tourism
11 events. The tourism events will highlight the following key sites: the
12 site of the Triangle Shirtwaist Factory, Mount Richmond Cemetery and
13 Cemetery of the Evergreens.
14 3. The legislature finds that the creation of a New York state Trian-
15 gle Shirtwaist Fire 101st anniversary commemoration commission is neces-
16 sary to bring together persons qualified by experience or by powers
17 vested in them by their offices to coordinate and facilitate such a
18 historically important event.
19 S 2. New York state Triangle Shirtwaist Fire 101st anniversary commem-
20 oration commission created. 1. There is hereby created a temporary state

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

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1 commission to be known as the "New York state Triangle Shirtwaist Fire
2 101st anniversary commemoration commission".

3 2. Definitions. As used in this act: (a) "Commission" means the New
4 York state Triangle Shirtwaist Fire 101st anniversary commemoration
5 commission created by this section.

6 (b) "Historical interpreter" means a person who is a recognized member
7 of a duly constituted organization approved by the host site and who
8 participates in the main Triangle Shirtwaist Fire educational and tour-
9 ism event for the year.

10 3. (a) The commission shall consist of 13 members to be appointed as
11 follows: the commissioner of parks, recreation and historic preservation
12 or his or her duly designated representative, the commissioner of educa-
13 tion or his or her duly designated representative, the commissioner of
14 economic development or his or her duly designated representative, the
15 commissioner of labor or his or her duly designated representative,
16 representatives from the International Ladies' Garment Workers' Union
17 (ILGWU), New York University, the National Women's Hall of Fame, Fire
18 Department of New York, and the Fashion Institute of Technology, four
19 members of the Triangle Shirtwaist Fire reenactment community of whom
20 one shall be appointed by the temporary president of the senate, one
21 shall be appointed by the speaker of the assembly, one shall be
22 appointed by the minority leader of the senate and one shall be
23 appointed by the minority leader of the assembly. The commissioner of
24 parks, recreation and historic preservation or his or her duly desig-
25 nated representative shall serve as chairperson of the commission. The
26 13 appointed members shall serve at the pleasure of the appointing offi-
27 cial. Appointments shall be made within 60 days of the effective date of
28 this act. If a member misses three meetings his or her seat shall be
29 considered vacant. Vacancies shall be filled in the manner provided for
30 in the original appointments.

31 (b) The members of the commission shall receive no compensation for
32 their services but shall be reimbursed for their actual and necessary
33 expenses incurred by them in the performance of their duties.

34 (c) Notwithstanding any inconsistent provision of any general, special
35 or local law, ordinance, resolution or charter, no officer, member or
36 employee of the state or of any public corporation shall forfeit his or
37 her office or employment by reason of his or her acceptance of appoint-
38 ment as a member of the commission, nor shall service as such commission
39 member be deemed incompatible or in conflict with such office or employ-
40 ment.

41 (d) The commission shall appoint such staff as may be necessary to
42 carry out its duties.

43 S 3. Powers and duties of the commission. The commission shall have
44 the following powers and duties:

45 1. To coordinate the commemoration of the 101st anniversary of the
46 Triangle Shirtwaist Fire.

47 2. To plan and execute an organized series of educational and tourism
48 events focusing on the Triangle Shirtwaist Fire, the founding of Ameri-
49 can Society of Safety Engineers and the reinvigoration of the Interna-
50 tional Ladies' Garment Workers' Union.

51 3. To promote Triangle Shirtwaist Fire educational studies in grades
52 kindergarten through 12 in New York state schools.

53 S 4. Employment. The commission may employ and at pleasure remove such
54 personnel as it may deem necessary for the performance of its functions.
55 The commission may meet and hold public and private hearings within the

1 state, and shall have all the powers of a legislative committee pursuant
2 to the legislative law.

3 S 5. Assistance and data. The commission may request and shall receive
4 from any subdivision, department, board, commission, office, agency, or
5 other instrumentality of the state or any political subdivision thereof
6 such facilities, assistance and data as it deems necessary or desirable
7 for the proper execution of its powers and duties and to effectuate the
8 purposes set forth in this act.

9 S 6. Agreements. The commission is hereby authorized and empowered to
10 enter into any agreements and to do and perform any acts that may be
11 necessary, desirable or proper to carry out the purposes and objectives
12 of this act.

13 S 7. This act shall take effect immediately and shall expire and be
14 deemed repealed October 14, 2012.