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

5198--D

Cal. No. 140

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sens. RANZENHOFER, STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Corporations, Authorities and Commissions in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to repeal certain provisions of the public authorities law relating to certain authorities and to transfer any books, records and remaining rights of any dissolved authority to an identifiable location

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

Section 1. Legislative intent. It is hereby declared to be a substantial interest of this state that residents, governments and businesses have certainty in the corporate status and orderly dissolution of public authorities and parking authorities, and that upon dissolution, their enabling statutes will be repealed and their books, records and remaining rights, if any, will be transferred to an identifiable location. The welfare of the state necessitates ensuring that the proliferation of moribund public benefit corporations, such as those included in this act found to be defunct by the comptroller, the author-

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

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ities budget office and the New York state commission on public authority reform, does not continue unchecked.

S 2. Title 1 of article 7 of the public authorities law is REPEALED.

S 2-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Amsterdam parking authority shall vest in and be possessed by the city of Amsterdam and its successors or assigns.

S 3. Title 1-A of article 7 of the public authorities law is REPEALED.

S 3-a. Notwithstanding any other provision of law to the contrary, any existing real property shall pass to the village in which it is located, and if outside the limits of any village, to the town in which located. All other property of the Monroe regional parking authority shall be equally divided among the town of Monroe and the villages of Monroe and Harriman and their successors or assigns.

S 4. Title 1-B of article 7 of the public authorities law is REPEALED.

S 4-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles, and interest of the Johnson City parking authority shall vest in and be possessed by Johnson City and its successors or assigns.

S 5. Title 2-A of article 7 of the public authorities law is REPEALED.

S 5-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Hudson parking authority shall vest in and be possessed by the city of Hudson and its successors or assigns.

S 6. Title 3 of article 7 of the public authorities law is REPEALED.

S 6-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Elmira parking authority shall vest in and be possessed by the city of Elmira and its successors or assigns.

S 7. Title 5 of article 7 of the public authorities law is REPEALED.

S 7-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Peekskill parking authority shall vest in and be possessed by the city of Peekskill and its successors or assigns.

S 8. Title 6 of article 7 of the public authorities law is REPEALED.

S 8-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Fulton parking authority shall vest in and be possessed by the city of Fulton and its successors or assigns.

S 9. Title 8 of article 7 of the public authorities law is REPEALED.

S 9-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles, and interest of the city of Troy parking authority shall vest in and be possessed by the city of Troy and it successors or assigns.

S 10. Title 9 of article 7 of the public authorities law is REPEALED.

S 10-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Port Jervis parking authority shall vest in and be possessed by the city of Port Jervis and its successors or assigns.

S 11. Title 9-A of article 7 of the public authorities law is REPEALED.

S 11-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all

obligations and liabilities of the Utica parking authority shall vest in and be possessed by the city of Utica and its successors or assigns.

S 12. Title 10 of article 7 of the public authorities law is REPEALED.

S 12-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Owego parking authority shall vest in and be possessed by the village of Owego and its successors or assigns.

S 13. Title 12 of article 7 of the public authorities law is REPEALED.

S 13-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of New Rochelle parking authority shall vest in and be possessed by the city of New Rochelle and its successors or assigns.

S 14. Title 13 of article 7 of the public authorities law is REPEALED.

S 14-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of Poughkeepsie parking authority shall vest in and be possessed by the city of Poughkeepsie and its successors or assigns.

S 15. Title 15 of article 7 of the public authorities law is REPEALED.

S 15-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the village of Spring Valley parking authority shall vest in and be possessed by the village of Spring Valley and its successors or assigns.

S 16. Title 17 of article 7 of the public authorities law is REPEALED.

S 16-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of Long Beach parking authority shall vest in and be possessed by the city of Long Beach and its successors or assigns.

S 17. Title 19 of article 7 of the public authorities law is REPEALED.

S 17-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of North Tonawanda parking authority shall vest in and be possessed by the city of North Tonawanda and its successors or assigns.

S 18. Title 7 of article 8 of the public authorities law is REPEALED.

S 18-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Salamanca hospital district authority shall vest in and be possessed by the city of Salamanca and its successors or assigns.

S 19. Title 7-A of article 8 of the public authorities law is REPEALED.

S 19-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Salamanca Indian lease authority shall vest in and be possessed by the city of Salamanca and their successors or assigns.

S 20. Title 8-A of article 8 of the public authorities law is REPEALED.

S 20-a. Notwithstanding any other provision of law to the contrary, any existing rights, property, assets and funds of the Long Island job development authority shall pass to and be vested jointly in the counties of Nassau and Suffolk and their successors or assigns.

S 21. Title 10 of article 8 of the public authorities law is REPEALED.

S 21-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the historic Rome development authority shall vest in and be possessed by the city of Rome and its successors or assigns.

S 22. Title 10-A of article 8 of the public authorities law is REPEALED.

S 22-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Center Authority of Glens Falls shall vest in and be possessed by the city of Glens Falls and its successors or assigns.

S 23. Title 13-A of article 8 of the public authorities law is REPEALED.

S 23-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the multi-town solid waste management authority shall vest in and be possessed jointly by the town of Babylon and the town of Huntington and their successors or assigns.

S 24. Title 13-D of article 8 of the public authorities law, as added by chapter 930 of the laws of 1983, is REPEALED.

S 24-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the Broome county resource recovery agency shall vest in and be possessed by Broome county and its successors or assigns.

S 25. Title 13-J of article 8 of the public authorities law is REPEALED.

S 25-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the town of Brookhaven resource recovery agency shall vest in and be possessed by the town of Brookhaven and its successors or assigns.

S 26. Title 13-K of article 8 of the public authorities law is REPEALED.

S 26-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the county of Essex solid waste management authority shall vest in and be possessed by Essex county and its successors or assigns.

S 27. Title 13-L of article 8 of the public authorities law, as added by chapter 391 of the laws of 1992, is REPEALED.

S 27-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the greater Troy area solid waste management authority shall vest in and be possessed by the city of Troy and its successors or assigns.

S 28. Title 14-A of article 8 of the public authorities law is REPEALED.

S 28-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the city of Peekskill civic center authority shall vest in and be possessed by the city of Peekskill and its successors or assigns.

S 29. Title 28-C of article 8 of the public authorities law is REPEALED.

S 29-a. Notwithstanding any other provision of law to the contrary, any existing records, property, rights, titles and interest and all obligations and liabilities of the county of Chautauqua sports, recreation and cultural authority shall vest in and be possessed by Chautauqua county and its successors or assigns.

S 30. Separability clause. If any clause, sentence, paragraph, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid such judgment shall not affect, impair or invalidate the remainder of this act, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

S 31. This act shall take effect on the sixtieth day after it shall have become a law.