

3788

2011-2012 Regular Sessions

I N A S S E M B L Y

January 27, 2011

Introduced by M. of A. MORELLE, DESTITO -- read once and referred to the
Committee on Transportation

AN ACT providing for the creation of a temporary state commission to
determine the legal issues and costs regarding the future of the New
York State thruway authority and providing for the repeal of such
provisions upon expiration thereof

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

1 Section 1. A temporary state commission, to be known as the commission
2 on the future of the New York State thruway authority, hereinafter
3 referred to as the commission, is hereby created to examine, evaluate
4 and to determine the legal issues and costs regarding the future of the
5 New York State thruway authority. Specifically the commission shall
6 examine at least the following:
7 (a) the legal implications if the New York State thruway authority is
8 abolished;
9 (b) the projected costs if the New York State thruway authority is
10 abolished; and
11 (c) the projected time frame if the New York State thruway authority
12 is abolished.
13 S 2. The commission shall consist of thirteen members to be appointed
14 as follows: seven members to be appointed by the governor; two members
15 to be appointed by the temporary president of the senate; two members to
16 be appointed by the speaker of the assembly; one member to be appointed
17 by the minority leader of the senate; and one to be appointed by the
18 minority leader of the assembly. A commissioner shall be appointed by
19 the governor from among his appointees. Vacancies shall be filled in the
20 same manner as the original appointments.
21 S 3. The members of the commission shall receive no compensation for
22 their services, but shall be allowed their actual and necessary expenses
23 incurred in the performance of their duties hereunder. To the maximum

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

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1 extent feasible, the commission shall be entitled to request and receive
2 and shall utilize and be provided with such facilities, resources, and
3 data of any court, department, division, board, bureau, commission, or
4 agency of the state or any political subdivision thereof as it deems
5 necessary or desirable to carry out properly its powers and duties here-
6 under.

7 S 4. The commission may employ and at pleasure remove such personnel
8 as it may deem necessary for the performance of its functions and fix
9 their compensation within the amounts made available therefor.

10 S 5. The commission shall meet within the state, shall hold public
11 hearings, and shall have all the powers of a legislative committee
12 pursuant to the legislative law.

13 S 6. The commission shall submit its findings and recommendations for
14 the future of the New York State thruway authority in a report to the
15 governor, the temporary president of the senate, and the speaker of the
16 assembly not later than one year after it first convenes.

17 S 7. This act shall take effect on the one hundred twentieth day after
18 it shall have become a law, provided, that this act shall remain in
19 effect until one hundred twenty days after the commission submits the
20 report required by section six of this act, at which time this act shall
21 expire and be deemed repealed. Provided that the commissioner of the
22 commission on the future of the New York state thruway authority shall
23 notify the legislative bill drafting commission upon the occurrence of
24 the enactment of the legislation provided for in this act in order that
25 the commission may maintain as accurate and timely effective data base
26 of the official text of the laws of the state of New York in furtherance
27 of effectuating the provisions of section 44 of the legislative law and
28 section 70-b of the public officers law. Effective immediately, the
29 addition, amendment and/or repeal of any rule or regulation necessary
30 for the implementation of this act on its effective date are authorized
31 to be made on or before such date.