

6084--A

Cal. No. 193

I N S E N A T E

(PREFILED)

January 4, 2012

Introduced by Sen. GRISANTI -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation -- 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

AN ACT to amend the parks, recreation and historic preservation law, in relation to the membership of the Michigan Street African American Heritage Corridor commission; in relation to extending draft management plan submission dates; and to amend chapter 595 of the laws of 2007 amending the parks, recreation and historic preservation law relating to establishing the Michigan Street African American Heritage Corridor commission in Buffalo, in relation to the effectiveness thereof

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

1 Section 1. The opening paragraph of section 41.05 of the parks, recre-
2 ation and historic preservation law, as added by chapter 595 of the laws
3 of 2007, is amended to read as follows:
4 The commission is hereby established as a not-for-profit corporation.
5 The commission shall be governed by the not-for-profit corporation law
6 except where such law conflicts with this article, in which case the
7 provisions of this article shall govern. The commission shall consist of
8 up to [eleven] TWELVE voting members and six non-voting ex-officio
9 members. One member each shall be appointed by the governor, the tempo-
10 rary president of the senate, and the speaker of the assembly. Other
11 members shall include the mayor of the city of Buffalo, or his or her
12 designee, a representative of museum studies at the state university of
13 New York College at Buffalo, two representatives of the department of
14 Afro-American studies at the state university of New York at Buffalo, a
15 representative from the Monroe Fordham regional history center at the
16 state university of New York College at Buffalo, and a representative

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

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1 from each board governing the J. Edward Nash House, the Michigan Street
2 Baptist Church, THE LANGSTON HUGHES INSTITUTE, and the Colored Musicians
3 Club. All appointments shall be residents of the city of Buffalo, but
4 the commission has the authority to waive this requirement at its
5 discretion. In addition, six non-voting MEMBERS shall serve ex-officio:
6 the secretary of state, the commissioners of the office of parks, recre-
7 ation and historic preservation, environmental conservation, economic
8 development and education, and the president of the city of Buffalo's
9 convention and visitor's bureau, or their designees. Appointments to the
10 commission shall be filed with the commissioner who shall convene the
11 first meeting of the commission following the filing of a majority of
12 the appointments. At the initial meeting, the members of the commission
13 shall elect officers.

14 S 2. Subdivision 2 of section 41.09 of the parks, recreation and
15 historic preservation law, as amended by chapter 438 of the laws of
16 2011, is amended to read as follows:

17 2. The draft management plan shall be submitted to the commissioner
18 for approval by [December thirty-first, two thousand eleven] JULY THIR-
19 TY-FIRST, TWO THOUSAND THIRTEEN. Prior to submitting the plan to the
20 commissioner, the legislative representative body of the city of Buffalo
21 must approve the plan. The legislative body of the city of Buffalo, at
22 its discretion and in the interest of expediting the local approval
23 process, shall hold two public meetings at any time during the local
24 approval process. The commissioner may approve the plan, may return the
25 plan to the commission with recommendations for approval, or may reject
26 the plan. A copy of the approved plan shall be provided to the governor,
27 the temporary president of the senate and the speaker of the assembly.

28 S 3. Section 3 of chapter 595 of the laws of 2007, amending the parks,
29 recreation and historic preservation law relating to establishing the
30 Michigan Street African American Heritage Corridor commission in
31 Buffalo, is amended to read as follows:

32 S 3. This act shall take effect immediately, provided that section two
33 of this act shall expire and be deemed repealed [April 30, 2012] DECEM-
34 BER 31, 2013.

35 S 4. This act shall take effect immediately and shall be deemed to
36 have been in full force and effect on and after December 31, 2011;
37 provided that the amendments to the opening paragraph of section 41.05
38 of the parks, recreation and historic preservation law made by section
39 one of this act and to subdivision 2 of section 41.09 of the parks,
40 recreation and historic preservation law made by section two of this act
41 shall not affect the repeal of such article and shall be deemed repealed
42 therewith.