

4299

2013-2014 Regular Sessions

I N A S S E M B L Y

February 1, 2013

Introduced by M. of A. TITONE, MILLER, COLTON, FINCH -- Multi-Sponsored
by -- M. of A. HOOPER, MOYA -- read once and referred to the Commit-
tee on Corporations, Authorities and Commissions

AN ACT to amend chapter 154 of the laws of 1921 authorizing designated
authorities in behalf of the state of New York to enter into an agree-
ment or compact with designated authorities of the state of New Jersey
for the creation of the "Port of New York District", in relation to
requiring public hearings to be held by the commissioners of the port
authority of New York and New Jersey prior to the increase of any fee,
toll, charge or fare for the use of the transportation facilities of
such authority

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

1 Section 1. Article VI of section 1 of chapter 154 of the laws of 1921
2 authorizing designated authorities in behalf of the state of New York to
3 enter into an agreement or compact with designated authorities of the
4 state of New Jersey for the creation of the "Port of New York District"
5 is amended to read as follows:

6 ARTICLE VI.

7 The port authority shall constitute a body, both corporate and poli-
8 tic, with full power and authority to purchase, construct, lease and/or
9 operate any terminal or transportation facility within said district;
10 and to make charges for the use thereof[:]; and for any of such purposes
11 to own, hold, lease and/or operate real or personal property, to borrow
12 money and secure the same by bonds or by mortgages upon any property
13 held or to be held by it. No property now or hereafter vested in or held
14 by either state, or by any county, city, borough, village, township or
15 other municipality, shall be taken by the port authority, without the
16 authority or consent of such state, county, city, borough, village,
17 township or other municipality, nor shall anything herein impair or
18 invalidate in any way any bonded indebtedness of such state, county,

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

LBD04374-01-3

1 city, borough, village, township or other municipality, nor impair the
2 provisions of law regulating the payment into sinking funds of revenues
3 derived from municipal property, or dedicating the revenues derived from
4 any municipal property to a specific purpose.

5 PROVIDED THAT NOT LESS THAN 30 DAYS PRIOR TO THE ADOPTION BY THE PORT
6 AUTHORITY OF ANY INCREASE IN ANY FEE, TOLL, CHARGE OR FARE FOR THE USE
7 OF THE TRANSPORTATION FACILITIES OF SUCH AUTHORITY, THE PORT AUTHORITY
8 SHALL CONDUCT A PUBLIC HEARING LOCATED WITHIN THE DISTRICT. IN THE
9 EVENT THAT AMENDMENTS ARE MADE TO SUCH PROPOSAL THE PORT AUTHORITY SHALL
10 CONDUCT A PUBLIC HEARING ON THE AMENDED PROPOSAL IN EACH COUNTY WITHIN
11 THE DISTRICT NO LESS THAN 15 DAYS PRIOR TO ITS ADOPTION. EACH PUBLIC
12 HEARING SHALL BE ATTENDED BY ALL THE COMMISSIONERS OF THE PORT AUTHORITY
13 THEN IN OFFICE AT THE TIME OF THE HEARING.

14 The powers granted in this article shall not be exercised by the port
15 authority until the legislatures of both states shall have approved of a
16 comprehensive plan for the development of the port as hereinafter
17 provided.

18 S 2. This act shall take effect upon the enactment into law by the
19 state of New Jersey of legislation having an identical effect with this
20 act, but if the state of New Jersey shall have already enacted such
21 legislation, this act shall take effect immediately; provided that the
22 chairman of the port authority of New York and New Jersey shall notify
23 the legislative bill drafting commission upon the occurrence of the
24 enactment of the legislation provided for in section one of this act in
25 order that the commission may maintain an accurate and timely effective
26 data base of the official text of the laws of the state of New York in
27 furtherance of effectuating the provisions of section 44 of the legisla-
28 tive law and section 70-b of the public officers law.