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

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I N S E N A T E

March 3, 2014

Introduced by Sens. RANZENHOFER, GOLDEN, LANZA, HOYLMAN, PERKINS, SQUADRON -- 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

AN ACT to amend chapter 154 of the laws of 1921 relating to the port authority of New York and New Jersey, in relation to the disclosure of records and meetings

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

Section 1. Section 1 of chapter 154 of the laws of 1921 relating to the port authority of New York and New Jersey is amended by adding a new article XV-B to read as follows:

ARTICLE XV-B.

1. NOTWITHSTANDING ANY PROVISION TO THE CONTRARY, THE RECORDS OF THE PORT AUTHORITY AND MEETINGS OF THE BOARD, AS WELL AS ITS COMMITTEES AND SUBCOMMITTEES CONSISTING OF TWO OR MORE COMMISSIONERS, SHALL BE OPEN TO THE PUBLIC IN ACCORDANCE WITH THE LAWS OF NEW YORK, ARTICLES 6, 6-A AND 7 OF THE PUBLIC OFFICERS LAW, AND NEW JERSEY, NJSA 47:1A ET SEQ. AND NJSA 10:4-8 ET SEQ., PERTAINING TO THE DISCLOSURE OF GOVERNMENT RECORDS AND PUBLIC ACCESS TO MEETINGS OF GOVERNMENT BODIES.

2. WHEN THERE IS AN INCONSISTENCY BETWEEN THE LAW OF THE STATE OF NEW YORK AND THE LAW OF THE STATE OF NEW JERSEY, THE LAW OF THE STATE THAT PROVIDED THE GREATEST RIGHTS OF ACCESS ON THE DATE THAT THE CHAPTER OF THE LAWS OF 2014 THAT ADDED THIS ARTICLE BECAME A LAW SHALL APPLY.

3. THE PROVISIONS OF ARTICLE 78 OF THE CIVIL PRACTICE LAW AND RULES OF THE STATE OF NEW YORK OR NJSA 47:1-A ET SEQ. AND NJSA 10:4-8 ET SEQ. OF THE LAWS OF NEW JERSEY, AS APPLICABLE, SHALL APPLY TO ENFORCE THE PROVISIONS OF THIS ARTICLE.

S 2. Severability clause. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect,

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

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impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

S 3. This act shall take effect upon the enactment into law by the state of New Jersey of legislation having an identical effect with this act, but if the state of New Jersey shall have already enacted such legislation, this act shall take effect immediately. The chairman of the port authority shall notify the legislative bill drafting commission upon the enactment into law of such legislation by both such states in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effecting the provision of section 44 of the legislative law and section 70-b of the public officers law.