

7780--A

2015-2016 Regular Sessions

I N A S S E M B L Y

May 27, 2015

Introduced by M. of A. SOLAGES, OTIS -- read once and referred to the Committee on Corporations, Authorities and Commissions -- ordered to a third reading -- recommitted to the Committee on Corporations, Authorities and Commissions in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to require the department of public service to obtain certain information from each water-works corporation serving fifty thousand or more water users and water authority within the state and issue a report relating thereto

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

- 1 Section 1. The department of public service shall transmit a request
2 for information to each water-works corporation serving fifty thousand
3 or more water users and water authority within the state requesting any
4 and all information related to fire hydrant maintenance, servicing,
5 replacement, and if applicable, fees that are charged either to a muni-
6 cipality, fire district, or water user for fire hydrant maintenance,
7 servicing, and replacement.
8 (a) The department shall seek from each water-works corporation serv-
9 ing fifty thousand or more water users and water authority the following
10 information:
11 1. All invoices associated with maintenance, servicing, or replacement
12 of fire hydrants for a period of at least one year;
13 2. All contracts associated with maintenance, servicing, or replace-
14 ment of fire hydrants for a period of at least one year; and
15 3. All records associated with the billing of maintenance, servicing,
16 or replacement of fire hydrants to a municipality, fire district, or
17 water users for a period of at least one year.
18 (b) Each water-works corporation serving fifty thousand or more water
19 users or water authority that receives a request for information from

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

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1 the department pursuant to this act shall cooperate fully with the
2 department, provide such information in a timely manner, and comply with
3 any other requests and requirements deemed appropriate by the depart-
4 ment.

5 (c) The department shall issue a report on or before April 1, 2017 on
6 fire hydrant maintenance, servicing, replacement, and if applicable,
7 fees that are charged either to a municipality, fire district, or water
8 user. Such a report shall include a comprehensive analysis on the main-
9 tenance, servicing, or replacement of fire hydrants, and if applicable,
10 fees that are charged either to a municipality, fire district, or water
11 user for fire hydrant maintenance, servicing, and replacement. The
12 department shall include any recommendations that would achieve a
13 reduction in these fees. The department shall include in the report the
14 identity of any water-works corporation serving fifty thousand or more
15 water users or water authority that received a request for information
16 from the department but did not provide information in a timely or
17 complete manner. The department shall post a copy of the report on the
18 department's website and transmit a copy of the full report to the
19 governor, the temporary president of the senate, the speaker of the
20 assembly, the chairs of the assembly and senate corporations, authori-
21 ties and commissions committees, and each member of the legislature who
22 represents the service territory of the water-works corporation serving
23 fifty thousand or more water users or water authority.

24 S 2. This act shall take effect immediately and shall expire and be
25 deemed repealed on the one hundred twentieth day after the department of
26 public service has submitted its completed report as required by section
27 one of this act, provided that the department of public service shall
28 notify the legislative bill drafting commission upon the occurrence of
29 the submission of the completed report as required by section one of
30 this act in order that the commission may maintain an accurate and time-
31 ly effective data base of the official text of the laws of the state of
32 New York in furtherance of effectuating the provisions of section 44 of
33 the legislative law and section 70-b of the public officers law.