

10619

I N A S S E M B L Y

June 8, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Abinanti) --
read once and referred to the Committee on Corporations, Authorities
and Commissions

AN ACT to amend the public authorities law, in relation to requiring the
New York state design and construction corporation to meet and conduct
all business at a public meeting and making the minutes of such meet-
ings available to the public

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

1 Section 1. Subdivision 4 of section 1678-a of the public authorities
2 law, as added by section 1 of part RR of chapter 54 of the laws of 2016,
3 is amended to read as follows:
4 4. General powers and duties of the corporation. (a) The corporation
5 shall have the power to:
6 (i) Sue and be sued;
7 (ii) Have a seal and alter the same at pleasure;
8 (iii) Make and alter by-laws for its organization and internal manage-
9 ment and make rules and regulations governing same;
10 (iv) Appoint such officers and employees from the officers and employ-
11 ees of the authority, as it may require for the performance of its
12 duties and fix and determine their qualifications, duties, and compen-
13 sation, and retain or employ counsel, auditors, private financial
14 consultants, professional engineers or other technical consultants and
15 other services on a contract basis or otherwise, for the rendering of
16 professional, business or technical services and advice;
17 (v) Make and execute contracts and all other instruments necessary or
18 convenient for the exercise of its powers and functions under this
19 section;
20 (vi) Engage the services of private consultants on a contract basis
21 for rendering professional and technical assistance advice relating to
22 covered projects;
23 (vii) Procure insurance against any loss in connection with its activ-
24 ities, properties and other assets, in such amount and from such insur-
25 ance as it deems desirable; and

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

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1 (viii) Invest any funds of the corporation, or any other monies under
2 its custody and control not required for immediate use or disbursement,
3 at the discretion of the corporation, in obligations of the state or the
4 United States government or obligations the principal and interest of
5 which are obligations in which the comptroller of the state is author-
6 ized to invest pursuant to section ninety-eight of the state finance
7 law.

8 (b) THE CORPORATION SHALL BE REQUIRED TO:

9 (I) MEET AND CONDUCT ALL BUSINESS AT A PUBLIC MEETING;

10 (II) BE SUBJECT TO THE PROVISIONS OF ARTICLES SIX AND SEVEN OF THIS
11 CHAPTER;

12 (III) CONSIDER AT ITS MEETINGS ONLY ITEMS SET FORTH ON ITS AGENDA
13 WHICH SHALL BE PUBLISHED FIVE DAYS IN ADVANCE OF A MEETING ON A WEBSITE
14 ACCESSIBLE BY THE PUBLIC; AND

15 (IV) RECORD MINUTES OF ALL BUSINESS CONDUCTED AT SAID MEETINGS WHICH
16 MINUTES SHALL BE PUBLISHED WITHIN FIVE DAYS AFTER THE MEETING ON A
17 WEBSITE ACCESSIBLE TO THE PUBLIC.

18 (C) The corporation may do any and all things necessary or convenient
19 to carry out and exercise the powers given and granted by this section.

20 [(c)](D) Notwithstanding any other provision of law, to the contrary,
21 all state entities and their officers shall cooperate with the corpo-
22 ration in good faith and may implement the recommendations of the corpo-
23 ration.

24 S 2. This act shall take effect immediately, provided, however, that
25 the amendments to subdivision 4 of section 1678-a of the public authori-
26 ties law made by section one of this act shall not affect the repeal of
27 such section and shall be deemed repealed therewith.