

8202--A

2015-2016 Regular Sessions

I N A S S E M B L Y

June 11, 2015

Introduced by M. of A. BRINDISI, LIFTON, PALMESANO, FRIEND, LUPARDO, CROUCH -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the transportation law, in relation to establishing the temporary advisory board on upstate transit funding; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. The transportation law is amended by adding a new article
2 2-G to read as follows:

3 ARTICLE 2-G

4 TEMPORARY ADVISORY BOARD ON UPSTATE TRANSIT FUNDING
5 SECTION 74-A. TEMPORARY ADVISORY BOARD ON UPSTATE TRANSIT FUNDING.
6 74-B. ASSISTANCE OF OTHER AGENCIES.

7 S 74-A. TEMPORARY ADVISORY BOARD ON UPSTATE TRANSIT FUNDING. 1. THERE
8 IS HEREBY CREATED IN THE DEPARTMENT A BOARD, TO BE KNOWN AS THE TEMPO-
9 RARY ADVISORY BOARD ON UPSTATE TRANSIT FUNDING. SUCH BOARD SHALL STUDY,
10 DEVELOP AND MAKE SPECIFIC RECOMMENDATIONS WITH RESPECT TO SUSTAINABLE
11 STATE FUNDING OPTIONS FOR THE GROWTH AND STABILITY OF THE PUBLIC TRANS-
12 PORTATION SYSTEMS OPERATING ASSISTANCE ACCOUNT, HEREINAFTER REFERRED TO
13 AS "PTSOA ACCOUNT", OF THE MASS TRANSPORTATION OPERATING ASSISTANCE
14 FUND. AS PART OF SUCH STUDY, THE BOARD MAY PROVIDE AN OPPORTUNITY FOR
15 PUBLIC COMMENT INCLUDING PUBLIC HEARINGS.

16 2. SUCH BOARD SHALL CONSIST OF THE COMMISSIONER AND NINE OTHER MEMBERS
17 TO BE APPOINTED BY THE GOVERNOR AS FOLLOWS: TWO UPON THE RECOMMENDATION
18 OF THE TEMPORARY PRESIDENT OF THE SENATE, TWO UPON THE RECOMMENDATION OF
19 THE SPEAKER OF THE ASSEMBLY, ONE UPON THE RECOMMENDATION OF THE MINORITY
20 LEADER OF THE SENATE, ONE UPON THE RECOMMENDATION OF THE MINORITY LEADER
21 OF THE ASSEMBLY, AND THREE WITHOUT RECOMMENDATION FROM ANY OTHER PERSON.

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

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1 OF THE NINE MEMBERS APPOINTED BY THE GOVERNOR, AT LEAST TWO SHALL BE
2 REPRESENTATIVES OF LOCAL GOVERNMENTS RECEIVING PTSOA ACCOUNT FUNDS, AT
3 LEAST TWO SHALL BE REPRESENTATIVES OF PUBLIC TRANSPORTATION AUTHORITIES
4 RECEIVING PTSOA ACCOUNT FUNDS, AT LEAST TWO SHALL BE REPRESENTATIVES OF
5 LABOR UNIONS AFFILIATED WITH PUBLIC TRANSPORTATION SYSTEMS RECEIVING
6 PTSOA ACCOUNT FUNDS, AND AT LEAST TWO SHALL BE REPRESENTATIVES OF RIDERS
7 OF PUBLIC TRANSPORTATION SYSTEMS RECEIVING PTSOA ACCOUNT FUNDS.

8 3. THE COMMISSIONER SHALL SERVE AS CHAIR OF THE BOARD, AND PERSONNEL
9 OF THE DEPARTMENT SHALL PROVIDE, FROM EXISTING STAFF, SERVICES TO THE
10 BOARD SO THAT IT MAY PERFORM ITS DUTIES.

11 4. BOARD MEMBERS SHALL BE APPOINTED WITHIN THIRTY DAYS AFTER THE
12 EFFECTIVE DATE OF THIS ARTICLE; PROVIDED, HOWEVER, THAT AFTER THE EXPI-
13 RATION OF THE THIRTY DAY PERIOD, THE APPOINTMENT OF A MAJORITY OF THE
14 MEMBERS SHALL CONSTITUTE A QUORUM. BOARD MEMBERS SHALL SERVE WITHOUT
15 COMPENSATION.

16 5. THE BOARD SHALL PREPARE A REPORT ON OR BEFORE DECEMBER FIRST, TWO
17 THOUSAND SIXTEEN ON ITS FINDINGS AND SPECIFIC RECOMMENDATIONS FOR
18 SUSTAINABLE FUNDING OPTIONS FOR THE GROWTH AND STABILITY OF THE PTSOA
19 ACCOUNT. SUCH REPORT SHALL BE DELIVERED BY SUCH DATE TO THE GOVERNOR,
20 THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE
21 CHAIR OF THE SENATE FINANCE COMMITTEE, THE CHAIR OF THE ASSEMBLY WAYS
22 AND MEANS COMMITTEE, THE CHAIR OF THE SENATE TRANSPORTATION COMMITTEE,
23 THE CHAIR OF THE ASSEMBLY TRANSPORTATION COMMITTEE, THE CHAIR OF THE
24 SENATE CORPORATIONS, AUTHORITIES AND COMMISSIONS COMMITTEE AND THE CHAIR
25 OF THE ASSEMBLY CORPORATIONS, AUTHORITIES AND COMMISSIONS COMMITTEE.

26 S 74-B. ASSISTANCE OF OTHER AGENCIES. TO EFFECTUATE THE PURPOSES OF
27 THIS ARTICLE, THE BOARD MAY REQUEST AND SHALL RECEIVE FROM ANY DEPART-
28 MENT, DIVISION, BOARD, BUREAU, COMMISSION OR OTHER AGENCY OF THE STATE
29 OR ANY STATE PUBLIC AUTHORITY SUCH ASSISTANCE, INFORMATION AND DATA AS
30 WILL ENABLE THE BOARD PROPERLY TO CONDUCT ITS STUDY AND MAKE ITS RECOM-
31 MENDATIONS.

32 S 2. This act shall take effect immediately and shall expire and be
33 deemed repealed on the one hundred twentieth day after the temporary
34 advisory board on upstate transit funding has submitted its completed
35 report as required by section one of this act, provided that the commis-
36 sioner of transportation of the state of New York shall notify the
37 legislative bill drafting commission upon the occurrence of the
38 submission of the completed report as required by section one of this
39 act in order that the commission may maintain an accurate and timely
40 effective data base of the official text of the laws of the state of New
41 York in furtherance of effectuating the provisions of section 44 of the
42 legislative law and section 70-b of the public officers law.