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

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:

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

ARTICLE 2-G

TEMPORARY ADVISORY BOARD ON UPSTATE TRANSIT FUNDING

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

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

2. SUCH BOARD SHALL CONSIST OF THE COMMISSIONER AND NINE OTHER MEMBERS TO BE APPOINTED BY THE GOVERNOR AS FOLLOWS: TWO UPON THE RECOMMENDATION OF THE TEMPORARY PRESIDENT OF THE SENATE, TWO UPON THE RECOMMENDATION OF THE SPEAKER OF THE ASSEMBLY, ONE UPON THE RECOMMENDATION OF THE MINORITY LEADER OF THE SENATE, ONE UPON THE RECOMMENDATION OF THE MINORITY LEADER 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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OF THE NINE MEMBERS APPOINTED BY THE GOVERNOR, AT LEAST TWO SHALL BE REPRESENTATIVES OF LOCAL GOVERNMENTS RECEIVING PTSOA ACCOUNT FUNDS, AT LEAST TWO SHALL BE REPRESENTATIVES OF PUBLIC TRANSPORTATION AUTHORITIES RECEIVING PTSOA ACCOUNT FUNDS, AT LEAST TWO SHALL BE REPRESENTATIVES OF LABOR UNIONS AFFILIATED WITH PUBLIC TRANSPORTATION SYSTEMS RECEIVING PTSOA ACCOUNT FUNDS, AND AT LEAST TWO SHALL BE REPRESENTATIVES OF RIDERS OF PUBLIC TRANSPORTATION SYSTEMS RECEIVING PTSOA ACCOUNT FUNDS.

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

4. BOARD MEMBERS SHALL BE APPOINTED WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS ARTICLE; PROVIDED, HOWEVER, THAT AFTER THE EXPIRATION OF THE THIRTY DAY PERIOD, THE APPOINTMENT OF A MAJORITY OF THE MEMBERS SHALL CONSTITUTE A QUORUM. BOARD MEMBERS SHALL SERVE WITHOUT COMPENSATION.

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

S 74-B. ASSISTANCE OF OTHER AGENCIES. TO EFFECTUATE THE PURPOSES OF THIS ARTICLE, THE BOARD MAY REQUEST AND SHALL RECEIVE FROM ANY DEPARTMENT, DIVISION, BOARD, BUREAU, COMMISSION OR OTHER AGENCY OF THE STATE OR ANY STATE PUBLIC AUTHORITY SUCH ASSISTANCE, INFORMATION AND DATA AS WILL ENABLE THE BOARD PROPERLY TO CONDUCT ITS STUDY AND MAKE ITS RECOMMENDATIONS.

S 2. This act shall take effect immediately and shall expire and be deemed repealed on the one hundred twentieth day after the temporary advisory board on upstate transit funding has submitted its completed report as required by section one of this act, provided that the commissioner of transportation of the state of New York shall notify the legislative bill drafting commission upon the occurrence of the submission of the completed report as required by section one of this act 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 effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law.