

# STATE OF NEW YORK

922--B

2017-2018 Regular Sessions

## IN SENATE

January 5, 2017

Introduced by Sens. CROCI, AKSHAR, GALLIVAN, HANNON, LARKIN, MURPHY, ORTT, SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business -- 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 -- recommended to the Committee on Commerce, Economic Development and Small Business in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the economic development law and the public officers law, in relation to the establishment of regional economic development councils; 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 economic development law is amended by adding a new  
2 section 11 to read as follows:

3 § 11. Regional economic development councils. 1. The governor shall  
4 establish ten regional economic development councils, one for each of  
5 the following regions of the state:

6 (a) Long Island (which consists of Suffolk and Nassau counties);

7 (b) the city of New York (which consists of Bronx, New York, Queens,  
8 Kings, and Richmond counties);

9 (c) the Mid-Hudson region (which consists of Sullivan, Ulster, Dutch-  
10 ess, Orange, Putnam, Westchester, and Rockland counties);

11 (d) the Southern tier (which consists of Steuben, Schuyler, Tompkins,  
12 Chemung, Tioga, Chenango, Broome, and Delaware counties);

13 (e) the Capital region (which consists of Warren, Washington, Sarato-  
14 ga, Schenectady, Rensselaer, Albany, Columbia, and Greene counties);

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

LBD02141-11-8

1 (f) the Mohawk valley (which consists of Oneida, Herkimer, Fulton,  
 2 Montgomery, Otsego, and Schoharie counties);

3 (g) the North country (which consists of Clinton, Franklin, St.  
 4 Lawrence, Jefferson, Lewis, Hamilton, and Essex counties);

5 (h) the Central region (which consists of Oswego, Cayuga, Onondaga,  
 6 Madison, and Cortland counties);

7 (i) the Finger Lakes region (which consists of Orleans, Monroe, Wayne,  
 8 Genesee, Wyoming, Livingston, Ontario, Seneca, and Yates counties); and

9 (j) the Western region (which consists of Niagara, Erie, Chautauqua,  
 10 Cattaraugus, and Allegany counties).

11 2. Each regional economic development council shall develop long-term  
 12 strategic plans for economic growth within its region of the state.

13 3. The members of each regional economic development council shall be  
 14 local experts and stakeholders from businesses, academia, municipalities  
 15 and non-governmental organizations within the region. All such members  
 16 shall be appointed by the governor and shall serve at the pleasure of  
 17 the governor.

18 4. All members of regional economic development councils shall be  
 19 subject to the provisions of section seventy-three-a of the public offi-  
 20 cers law.

21 § 2. Subparagraphs (ii) and (iii) of paragraph (c) of subdivision 1 of  
 22 section 73-a of the public officers law, as amended by section 5 of part  
 23 A of chapter 399 of the laws of 2011, are amended and a new subparagraph  
 24 (iv) is added to read as follows:

25 (ii) officers and employees of statewide elected officials, officers  
 26 and employees of state departments, boards, bureaus, divisions, commis-  
 27 sions, councils or other state agencies, who receive annual compensation  
 28 in excess of the filing rate established by paragraph (1) of this subdivi-  
 29 sion or who hold policy-making positions, as annually determined by  
 30 the appointing authority and set forth in a written instrument which  
 31 shall be filed with the joint commission on public ethics established by  
 32 section ninety-four of the executive law during the month of February,  
 33 provided, however, that the appointing authority shall amend such writ-  
 34 ten instrument after such date within thirty days after the undertaking  
 35 of policy-making responsibilities by a new employee or any other employ-  
 36 ee whose name did not appear on the most recent written instrument;  
 37 [~~and~~]

38 (iii) members or directors of public authorities, other than multi-  
 39 state authorities, public benefit corporations and commissions at least  
 40 one of whose members is appointed by the governor, and employees of such  
 41 authorities, corporations and commissions who receive annual compen-  
 42 sation in excess of the filing rate established by paragraph (1) of this  
 43 subdivision or who hold policy-making positions, as determined annually  
 44 by the appointing authority and set forth in a written instrument which  
 45 shall be filed with the joint commission on public ethics established by  
 46 section ninety-four of the executive law during the month of February,  
 47 provided, however, that the appointing authority shall amend such writ-  
 48 ten instrument after such date within thirty days after the undertaking  
 49 of policy-making responsibilities by a new employee or any other employ-  
 50 ee whose name did not appear on the most recent written instrument[~~+~~];  
 51 and

52 (iv) members of regional economic development councils.

53 § 3. Subdivision 1 of section 74 of the public officers law, as  
 54 amended by chapter 1012 of the laws of 1965, the opening paragraph as  
 55 amended by chapter 14 of the laws of 2007, is amended to read as  
 56 follows:

1 1. Definition. As used in this section: The term "state agency" shall  
2 mean any state department, or division, board, commission, or bureau of  
3 any state department or any public benefit corporation or public author-  
4 ity at least one of whose members is appointed by the governor or corpo-  
5 rations closely affiliated with specific state agencies as defined by  
6 paragraph (d) of subdivision five of section fifty-three-a of the state  
7 finance law or their successors or any regional economic development  
8 council as established pursuant to section eleven of the economic devel-  
9 opment law.  
10 The term "legislative employee" shall mean any officer or employee of  
11 the legislature but it shall not include members of the legislature.  
12 § 4. This act shall take effect immediately and shall expire and be  
13 deemed repealed December 31, 2019.