

STATE OF NEW YORK

2768

2021-2022 Regular Sessions

IN SENATE

January 25, 2021

Introduced by Sen. RAMOS -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the public authorities law, in relation to requiring the metropolitan transportation authority to publish certain financial reports on the authority's website

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2-a of section 1269-b of the public authorities
2 law is amended by adding three new paragraphs (c), (d) and (e) to read
3 as follows:

4 (c) The authority shall publish all data pertaining to capital
5 programs of the authority and any amendments to such programs as
6 required by this section on the authority's website in a common, machine
7 readable format, as defined by executive order number ninety-five of two
8 thousand thirteen, "Using Technology to Promote Transparency, Improve
9 Government Performance and Enhance Citizen Engagement" or any successor
10 order. Such data shall include, but not be limited to:

11 (i) all data required by paragraph (c) of subdivision one of this
12 section, including estimates of capital funding required each year and
13 expected sources of such funding;

14 (ii) all data required by subdivision two of this section, including
15 proposed expenditures or commitments of funding for individual capital
16 elements required; and

17 (iii) all data regarding proposed expenditures or commitments of indi-
18 vidual projects in each capital element.

19 (d) Individual capital project data shall be included in a capital
20 program dashboard maintained by the authority on its website. Any summa-
21 ry views provided on the website shall include the original budgets and
22 schedules, in addition to current or amended budgets and schedules.
23 Data pertaining to individual projects shall include, but not be limited
24 to:

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

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- 1 (i) the capital project identification number;
2 (ii) the capital plan years;
3 (iii) the agency or authority undertaking the project;
4 (iv) a project description;
5 (v) the project location;
6 (vi) the capital need met by the project, such as state of good
7 repair, normal replacement, system improvement, system expansion or
8 other category;
9 (vii) budget information including the original budget, all amend-
10 ments, the current budget and planned annual allocations; and
11 (viii) a schedule for project delivery including original, amended and
12 current start and completion dates.

13 The status of projects shall be provided and state the current phase
14 of the project, such as planning, design, construction or completion,
15 and shall state how close such project is to completion as measured in
16 percentage. The dashboard shall measure progress based on original budg-
17 ets and schedules rather than amended budgets and schedules. All changes
18 to planned budgets or schedules shall be provided in narrative form and
19 describe the reason for each change or amendment. The dashboard shall
20 include a glossary or data dictionary which contains plain language
21 descriptions of the data and information provided on the dashboard. The
22 dashboard shall be updated, at a minimum, on a quarterly basis, and all
23 data fields available on the dashboard shall be made available for down-
24 load on the authority's website in a single tabular data file in a
25 common, machine readable format. Capital dashboard data shall also be
26 made available on the data.ny.gov website or such other successor
27 website maintained by, or on behalf of, the state, as deemed appropriate
28 by the New York state office of information technology services under
29 executive order number ninety-five of two thousand thirteen, or any
30 successor agency or order.

31 (e) The data required to be published pursuant to this subdivision
32 shall be made in a single tabular data file in a common, machine read-
33 able format and shall be accessible on the authority's website and the
34 website data.ny.gov or such other successor website maintained by, or on
35 behalf of, the state, as deemed appropriate by the New York state office
36 of information technology services under executive order number ninety-
37 five of two thousand thirteen, or any successor agency or order.

38 § 2. Section 1276-b of the public authorities law is amended by adding
39 two new subdivisions 6 and 7 to read as follows:

40 6. The authority shall publish all data pertaining to each authority's
41 budget and financial plans as required by this section in a common,
42 machine readable format on the authority's website as defined by execu-
43 tive order number ninety-five of two thousand thirteen, "Using Technolo-
44 gy to Promote Transparency, Improve Government Performance and Enhance
45 Citizen Engagement" or any successor order. Such data shall include, but
46 not be limited to:

47 (a) estimates of projected operating revenues and expenses, including
48 monthly projections for the current fiscal year of all revenues and
49 expenses;

50 (b) any planned transaction that would shift resources, from any
51 source, from one fiscal year to another, and the amount of any reserves;

52 (c) quarterly revenue and expense targets;

53 (d) staffing for the authority and each of its agencies;

54 (e) a comparison of actual revenues and expenses, actual staffing and
55 actual utilization to planned or projected levels for each of the
56 authority's agencies that operate transportation systems;

1 (f) the status of each gap-closing initiative with a projected value
2 greater than one million dollars in any given fiscal year; and

3 (g) the status of capital projects by capital element, including but
4 not limited to commitments, expenditures and completions; and an expla-
5 nation of material variances from the plan, cost overruns and delays.

6 7. The data required to be published pursuant to this section shall be
7 made in a single tabular data file in a common, machine readable format
8 and shall be accessible on the authority's website and the website
9 data.ny.gov or such other successor website maintained by, or on behalf
10 of, the state, as deemed appropriate by the New York state office of
11 information technology services under executive order number ninety-five
12 of two thousand thirteen, or any successor agency or order.

13 § 3. This act shall take effect immediately.