STATE OF NEW YORK

684

2023-2024 Regular Sessions

IN ASSEMBLY

January 11, 2023

Introduced by M. of A. LUNSFORD, DeSTEFANO, JENSEN, BYRNES, MANKTELOW -- read once and referred to the Committee on Corporations, Authorities and Commissions

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 1 of article 15 of the constitution, in relation to the disposition of barge canal lands, barge canal terminals or barge canal terminal lands

Section 1. Resolved (if the Senate concur), That section 1 of article 15 of the constitution be amended to read as follows:

Section 1. The legislature shall not sell, abandon or otherwise dispose of the now existing or future improved barge canal, the divisions of which are the Erie canal, the Oswego canal, the Champlain canal, and the Cayuga and Seneca canals, or of the terminals constructed as part of the barge canal system; nor shall it sell, abandon or otherwise dispose of any portion of the canal system existing prior to the barge canal improvement which portion forms a part of, or functions as a part of, the present barge canal system; but such canals and terminals shall remain the property of the state and under its management and control forever. **Legislative approval shall be obtained for any change in the state agency or agency subdivision which has management and control, including but not limited to management and control over its maintenance and oversight, of any portion of the barge canal.** This prohibition shall not prevent the legislature, by appropriate laws, from authorizing the granting of revocable permits or leases for periods of time as authorized by the legislature for the occupancy or use of such lands or structures.

§ 2. Resolved (if the Senate concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section 1 of article 19 of the constitution, be published for 3 months previous to the time of such election.

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

LBD89021-01-3