

# STATE OF NEW YORK

2677--A

2023-2024 Regular Sessions

## IN ASSEMBLY

January 26, 2023

Introduced by M. of A. ROZIC, BARRETT, BRONSON, FAHY, HUNTER, JOYNER, LUPARDO, MAGNARELLI, OTIS, SANTABARBARA, SEAWRIGHT, SIMON, STECK, STIRPE, ZEBROWSKI, WALLACE, DICKENS, VANEL, PHEFFER AMATO, LAVINE, JEAN-PIERRE, KIM, BICHOTTE HERMELYN, DAVILA, COLTON, L. ROSENTHAL, WILLIAMS, CARROLL, D. ROSENTHAL, EPSTEIN, DINOWITZ, PAULIN, JONES, WEPRIN, PEOPLES-STOKES, McMAHON, FRIEND, REYES, CRUZ, McDONOUGH, BRABENEC, PALMESANO, RA, WALSH, JACOBSON -- Multi-Sponsored by -- M. of A. COOK, GLICK, HEVESI, HYNDMAN, THIELE -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the transportation law, in relation to a state transportation plan

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

1 Section 1. Section 15 of the transportation law, subdivision 2 as  
2 amended by chapter 524 of the laws of 2005 and subdivision 3 as amended  
3 by chapter 1064 of the laws of 1969, is amended to read as follows:  
4 § 15. Comprehensive statewide master plan for transportation. 1. The  
5 department shall formulate [~~and from time to time revise~~] a long-range  
6 comprehensive statewide master plan for the balanced development and  
7 coordination of adequate, safe and efficient commuter and general trans-  
8 portation facilities and services in the state at reasonable cost to the  
9 people, including, but not limited to, state highways[7] and bridges  
10 under the jurisdiction of the commissioner; bicycle and pedestrian  
11 facilities on such state highways and bridges; rapid transit, freight  
12 and passenger railroad, omnibus, marine and other mass transportation  
13 facilities and services[7] but excluding rapid transit, railroad, omni-  
14 bus, marine and other mass transportation facilities and services under  
15 the jurisdiction of the metropolitan transportation authority or its  
16 subsidiaries or of a bi-state public benefit corporation; and public use

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

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1 aviation and airport facilities and services<sup>[7]</sup> whether publicly or  
2 privately owned, developed, operated or maintained, excluding airports  
3 operated by a bi-state public benefit corporation. Such plan shall  
4 include a minimum twenty-year forecast period at the time of adoption,  
5 assess long-range needs spanning such period, include a forecast of  
6 pavement and bridge conditions of state highways and bridges under the  
7 jurisdiction of the commissioner, and take into consideration:

8 a. the most recent twenty-year transportation plan adopted by each  
9 metropolitan planning organization within the state pursuant to subpart  
10 C of part 450 of title 23 of the code of federal regulations; and

11 b. the most recent long-range statewide transportation plan and state-  
12 wide transportation improvement program developed by the state pursuant  
13 to subpart B of part 450 of title 23 of the code of federal regulations.

14 2. The department shall submit such plan to the governor, the tempo-  
15 rary president of the senate, the speaker of the assembly and to the  
16 department of state on or before September first, [~~nineteen hundred~~  
17 ~~sixty-eight, and thereafter shall submit appropriate revisions of such~~  
18 ~~plan~~] two thousand twenty-four. The department shall review and update  
19 such plan at least every five years to extend the forecast period to at  
20 least twenty years, provided that the department may revise such plan at  
21 any other time without extending such forecast period. The department  
22 shall submit all such revised and updated plans to the governor, the  
23 temporary president of the senate, the speaker of the assembly and to  
24 the department of state [~~from time to~~] at the time [~~as~~] such revisions  
25 are made. The department of state shall review such plan and such  
26 revisions and shall submit a report thereon, together with such recom-  
27 mendations as it may deem appropriate, to the governor, the temporary  
28 president of the senate and the speaker of the assembly. Such plan and  
29 such revisions shall become effective upon approval by the governor  
30 [~~and~~], shall serve thereafter as a guide to the public and publicly  
31 assisted development of transportation facilities and services in the  
32 state, and the department shall maintain hard copies of the most recent  
33 version of such plan and revisions thereto on file as a public document  
34 in the office of the commissioner and at each regional office of the  
35 department.

36 3. In formulating such plan and any such revisions, the department:

37 a. shall conduct [~~one or more~~] at least one public [~~hearings~~] hearing  
38 in each department region;

39 b. may consult with and cooperate with (i) officials of departments  
40 and agencies of the state having duties and responsibilities concerning  
41 transportation;

42 (ii) officials and representatives of public corporations as defined  
43 in [~~article one, section three of the general corporation~~] section  
44 sixty-five of the general construction law;

45 (iii) officials and representatives of the federal government, of  
46 neighboring states and of interstate agencies on problems affecting  
47 transportation in this state;

48 (iv) officials and representatives of carriers and transportation  
49 facilities and systems in the state; and

50 (v) persons, organizations and groups utilizing, served by, interested  
51 in or concerned with transportation facilities and systems in the state;

52 c. may request and receive from any department, division, board,  
53 bureau, commission or other agency of the state or any political subdi-  
54 vision thereof or any public authority such assistance and data as may  
55 be necessary to enable the department to carry out its responsibilities  
56 under this section; and

1 d. may make use of and incorporate in the department's plan, any  
2 recognized long-range regional plan for transportation, survey or report  
3 developed by any public or private agency.

4 4. The department shall maintain on its public website the proposed  
5 and adopted long-range comprehensive statewide master plan and all  
6 proposed and adopted revisions thereto, and shall provide a means on  
7 such website for the public to submit comments thereon to the depart-  
8 ment.

9 § 2. This act shall take effect immediately.