STATE OF NEW YORK

4043

2023-2024 Regular Sessions

IN ASSEMBLY

February 9, 2023

Introduced by M. of A. CARROLL -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to requiring the metropolitan transportation authority to publish certain information pertaining to capital project data for projects that are committed for construction on the capital program dashboard

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

Section 1. Subparagraphs (vii) and (viii) and the closing paragraph of paragraph (d) of subdivision 2-a of section 1269-b of the public authorities law, as added by section 1 of part LLL of chapter 58 of the laws of 2022, is amended and three new subparagraphs (ix), (x), (xi) and an undesignated paragraph are added to read as follows:

(vii) budget information including the original budget at the time of project commitment when scope and budget are defined, all amendments, the current budget and planned annual allocations; [~~and~~]

(viii) a schedule for project delivery including original, amended and current start and completion dates as projects develop at each phase[~~.~~]*;*

(ix) a listing of all contract numbers, vendors, and contractors associated with the project;

(x) all sources of funding for the project; and

(xi) coding regarding whether the project is related to accessibility or resiliency.

For the purposes of this paragraph, sources of funding shall be specified as from the state of New York, the federal government, the city of New York, or any other relevant source. Funding from the state of New York shall further specify whether it has been obtained from the central business district tolling lockbox as established by section five hundred fifty-three-j of this chapter or any successor fund or account provided by law. Accessibility shall mean projects regarding elevators, escalators or other projects related to compliance with the federal Americans

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

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with Disabilities Act of 1990, as amended, and corresponding guidelines. Resiliency shall have the same meaning as defined by the authority in its twenty-year needs assessment released in two thousand twenty-three as required by subdivision c of section twelve hundred sixty-nine-c of this title.

The status of projects shall be provided and state the current phase of the project, such as planning, design, construction or completion, and shall state how far the project has progressed as measured in percentage by expenditure. The dashboard shall measure progress based on original budgets at the time of project commitment when scope and budget are defined. At a minimum, all changes to planned budgets of greater than ten percent, significant project scope or a three month or more change in schedule shall be provided in narrative form and describe the reason for each change or amendment. The dashboard shall include a glossary or data dictionary which contains plain language descriptions of the data, including individual project data, and any other information provided on the dashboard. The authority shall provide a definition of resiliency in the glossary or data dictionary. The dashboard shall be updated, at a minimum, on a quarterly basis, and all data fields available on the dashboard shall be made available for download on the authority's website in a single tabular data file in a common, machine readable format. Capital dashboard data shall also be made available on the data.ny.gov website or such other successor website maintained by, or on behalf of, the state, as deemed appropriate by the New York state office of information technology services under executive order number ninety-five of two thousand thirteen, or any successor agency or order.

§ 2. This act shall take effect immediately.