

# STATE OF NEW YORK

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1405

2023-2024 Regular Sessions

## IN SENATE

January 11, 2023

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Introduced by Sen. GIANARIS -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to siting requirements for the New York city school construction authority's leasing program

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

1 Section 1. Subdivision 1 of section 1731 of the public authorities  
2 law, as amended by chapter 790 of the laws of 2022, is amended to read  
3 as follows:

4 1. Prior to the commencing of new construction or building additions  
5 of an educational facility, or the acquisition of real property or any  
6 interest therein for such purpose, including the leasing of any building  
7 or property, the authority shall file a copy of the site plan of such  
8 facility in its offices and shall provide a copy thereof to the city  
9 board, the city planning commission and the community school district  
10 education council and the community board of the district in which the  
11 facility will be located. The authority shall also provide a copy of  
12 such plan to the council member, senator and member of assembly repres-  
13 enting the district in which the facility will be located. Such plan  
14 shall include data on projected student population for the community  
15 school district or districts and the community board or boards affected,  
16 the source of that data and the reason the proposed action is necessary  
17 and how such plan factors and accounts for student population projec-  
18 tions. Upon request, any other person shall be furnished with such plan  
19 or a summary thereof. The authority shall publish in a newspaper of  
20 general circulation in the city a notice of the filing of such plan and  
21 the availability of the plan and a summary thereof. Such plan shall  
22 include, in the case of any project for which the acquisition of real  
23 property or interest therein is proposed, the recommended site, any

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

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1 alternate sites considered, and any rationale as to why the alternate  
2 sites were not selected.

3 § 2. Subdivision 1 of section 1732 of the public authorities law, as  
4 amended by chapter 562 of the laws of 1990, is amended to read as  
5 follows:

6 1. Following the hearings held pursuant to section seventeen hundred  
7 thirty-one of this title, but prior to initiating construction of new  
8 educational facilities, or prior to leasing any building or property for  
9 such purpose, the authority shall submit the site plan of such projects  
10 to the mayor and the council for review, provided, however, that such  
11 review shall be limited to the site selected for the project.

12 § 3. This act shall take effect immediately.