

STATE OF NEW YORK

11232--A

IN ASSEMBLY

May 1, 2026

Introduced by M. of A. MOLITOR -- read once and referred to the Committee on Cities -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend part DD of chapter 56 of the laws of 2024 relating to the city of Dunkirk fiscal recovery act, in relation to extending the authorization of the city of Dunkirk to issue bonds and requiring the city of Dunkirk to adhere to all collective bargaining agreements entered into

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

1 Section 1. Sections 3 and 11 of part DD of chapter 56 of the laws of
2 2024 relating to the city of Dunkirk fiscal recovery act, are amended to
3 read as follows:
4 § 3. Deficit bond and deficit note issuance authorization. The city is
5 hereby authorized to issue bonds, subject to the provisions of this act,
6 on or before December 31, [~~2025~~] 2026, in an aggregate principal amount
7 not to exceed eighteen million five hundred thousand dollars
8 (\$18,500,000) (exclusive of the costs and expenses incidental to the
9 issuance of the bonds authorized to be issued by this section) for the
10 specific object or purpose of liquidating actual deficits in its general
11 fund, water fund, sewer fund, and the capital projects fund existing at
12 the close of its 2024 fiscal year. In anticipation of the issuance of
13 such bonds, deficit notes are hereby authorized to be issued.
14 § 11. Private sale of bonds authorized. To facilitate the marketing of
15 (a) deficit bonds, (b) any bonds issued to refund such deficit bonds,
16 and (c) any other bonds to be issued on or before December 31, [~~2025~~]
17 2026, the city may, notwithstanding any limitation on the private sales
18 of bonds provided by law and subject to the approval of the state comp-
19 troller of the terms and conditions of such sales:
20 (1) arrange for the underwriting of such bonds at private sale through
21 negotiated fees or by sale of such bonds to an underwriter; or
22 (2) arrange for the private sale of such bonds through negotiated
23 agreement, with compensation for such sales to be provided by negotiated
24 agreement and/or negotiated fee, if required.

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

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1 The cost of such underwriting or private placement shall be deemed to
2 be a preliminary cost for purposes of section 11.00 of the local finance
3 law.

4 § 2. Subdivision (c) of section 2 of part DD of chapter 56 of the laws
5 of 2024 relating to the city of Dunkirk fiscal recovery act, is amended
6 to read as follows:

7 (c) "City treasurer" means the treasurer of the city. In the event
8 the city consolidates the office of city treasurer with another city
9 position, or the city creates a new position to handle the duties of the
10 city treasurer, or the city eliminates the city treasurer position from
11 the city charter, the required acts of the city treasurer pursuant to
12 this act shall be fulfilled by the office of the mayor.

13 § 3. Part DD of chapter 56 of the laws of 2024 relating to the city of
14 Dunkirk fiscal recovery act, is amended by adding two new sections 15-a
15 and 15-b to read as follows:

16 § 15-a. Collective bargaining agreements. The city shall not take any
17 action to violate any collective bargaining agreement between the city
18 and its employees. In its oversight of the city's finances, if the state
19 comptroller becomes aware of any alleged violation of such collective
20 bargaining agreement, it shall refer such matters to the public employ-
21 ment relations board.

22 § 15-b. Local law required. The local legislative body of the city of
23 Dunkirk is hereby authorized and empowered to ratify and approve by
24 local law the provisions of this act.

25 § 4. Section 17 of part DD of chapter 56 of the laws of 2024 relating
26 to the city of Dunkirk fiscal recovery act, is amended to read as
27 follows:

28 § 17. This act shall take effect immediately; and shall remain in full
29 force and effect until the fifteenth anniversary of the date of first
30 issuance of deficit bonds or deficit notes pursuant to this act, when
31 upon such date the provisions of this act shall be deemed repealed; and
32 provided, however, that the state comptroller shall notify the legisla-
33 tive bill drafting commission upon the occurrence of this act in order
34 that the commission may maintain an accurate and timely effective data
35 base of the official text of the laws of the state of New York in furth-
36 erance of effectuating the provisions of section 44 of the legislative
37 law and section 70-b of the public officers law; and provided, further,
38 the city of Dunkirk shall notify the legislative bill drafting commis-
39 sion upon enactment of such local law as described in section fifteen-b
40 of this act in order that the commission may maintain an accurate and
41 timely effective data base of the official text of the laws of the state
42 of New York in furtherance of effectuating the provisions of section 44
43 of the legislative law and section 70-b of the public officers law.

44 § 5. This act shall take effect immediately; provided that the amend-
45 ments to part DD of chapter 56 of the laws of 2024 made by this act
46 shall not affect the repeal of such part and shall be deemed repealed
47 therewith.