



2018 ANNUAL REPORT

New York State Assembly

Carl E. Heastie

Speaker

Committee on

**Corporations, Authorities
and Commissions**

Amy Paulin

Chairperson





**THE ASSEMBLY
STATE OF NEW YORK
ALBANY**

**CHAIR
COMMITTEE ON
CORPORATIONS, AUTHORITIES
AND COMMISSIONS**

**AMY PAULIN
ASSEMBLYWOMAN 88TH
DISTRICT
WESTCHESTER COUNTY**

**COMMITTEES
EDUCATION
HEALTH
RULES**

December 28, 2018

The Honorable Carl Heastie, Speaker
New York State Assembly
State Capitol, Room 349
Albany, New York 12248

Dear Speaker Heastie:

As Chair of the Assembly Standing Committee on Corporations, Authorities and Commissions, I am pleased to submit the committee's 2018 Annual Report.

With a jurisdiction of diverse issues, during the 2018 session the committee reported bills on topics ranging from the Metropolitan Transportation Authority (MTA) to the Cemetery Board.

To reduce utility outages caused by damage to underground facilities, the committee reported and the governor signed a bill to require excavators that contract with municipalities or operators to complete a training and education program once every five years.

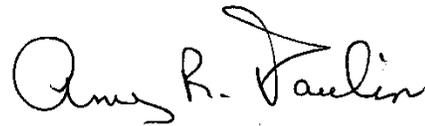
Additionally, the governor signed a bill reported from the committee that prohibits any commercial landlord from interfering with the installation of telephone facilities upon their property, making it easier for New York businesses to access quality telecommunication services.

Through the 2018-2019 state budget, the MTA and other regional transportation authorities across the state received \$5.37 billion in transit aid. The committee supported specific priorities such as a \$10.1 million increase in aid to non-MTA transit authorities and \$3 million for Long Island Rail Road (LIRR) to upgrade its diesel freight train fleet to reduce air pollution. The committee supported legislation to fund the MTA Subway Action Plan through 2018. New York State's commitment includes \$174 million in capital funding and \$254 million in operating costs. Finally, the committee supported \$415 million in new annual funding for the MTA. The new funding is derived from three new surcharges, effective January 1, 2019, on for-hire-vehicles trips in the zone south of 96th Street in Manhattan. These surcharges include a \$2.75 per trip surcharge on for-hire-vehicles, a \$0.75 per pooled trip surcharge on for-hire-vehicles and a \$2.50 per trip surcharge on yellow taxicabs.

As part of its oversight function, the committee co-hosted a hearing in White Plains that focused on the response of utilities to two March nor'easters that hit New York and especially the Hudson Valley. Testimony was provided on investments in storm-related infrastructure as well as utility-specific Emergency Response Plans – which are required by law.

Finally, to gain a better understanding of some of the massive undertakings that face the MTA, I was able to tour the east side access project, which will bring the LIRR to Grand Central Terminal, and the Park Avenue train shed, which is undergoing significant repairs. In the second half of 2018, I served as one of two Assembly appointees to the Metropolitan Transportation Sustainability Advisory Workgroup, tasked with making recommendations regarding sustainable funding options for the MTA. The Workgroup was established in the 2018-19 state budget, and released its report on December 18, 2018.

Sincerely,

A handwritten signature in black ink that reads "Amy R. Paulin". The signature is written in a cursive style with a large initial "A" and a distinct "P".

Amy Paulin, Chair
Assembly Standing Committee on
Corporations, Authorities and
Commissions

2018 Annual Report

New York State Assembly Standing Committee On Corporations, Authorities and Commissions

Amy Paulin, Chair

Committee Members

Majority

Vivian E. Cook
Sandra R. Galef
Addie A.E. Jenne
Robert J. Rodriguez
Thomas J. Abinanti
Daniel Quart
Steven Otis
Nily Rozic
Ron Kim
David Buchwald
Rebecca A. Seawright
Erik Martin Dilan
Diana C. Richardson
Carmen De La Rosa
Stacey Pheffer Amato
Clyde Vanel
Robert Carroll
Aridia Espinal

Minority

Peter A. Lawrence
Kenneth D. Blankenbush
Christopher S. Friend
Nicole Malliotakis
Phillip A. Palmesano
Michael A. Montesano
Kieran Lalor

Staff

Michael Hernandez, Assistant Secretary for Program and Policy
David Gordon, Associate Counsel
Logan Hardy, Legislative Analyst
Stephanie Amann, Legislative Director
Anais Vasquez, Committee Clerk
Timothy Foley, Communications Director
Catherine Draper, Legislative Aide
Abigail Mellon, Program and Counsel Executive Secretary

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I. INTRODUCTION

The Committee on Corporations, Authorities and Commissions has jurisdiction over the laws concerning private, not-for-profit, and public corporations in New York State. Much of the committee's focus is on the organizational framework and activities of the state's public corporations, largely referred to as public authorities. Public authorities are created in state law, operate at the state and local government level, and provide services such as mass transit, development and operation of infrastructure, power generation, and capital construction. While these entities perform vital public services, it is imperative that they act with transparency and are held accountable through public oversight. Consequently, the committee devotes significant time to considering legislation that promotes accountability and holding public oversight hearings of public authorities.

During the annual state budget process, the committee reviews funding for transportation authorities and works to ensure that funds are appropriated wisely. New York has a mass transit system in nearly every major population center across the state with a public authority operating most of these systems. The committee has a particular interest in the Metropolitan Transportation Authority (MTA), which runs the largest mass transit system in the nation and has extensive capital requirements.

In addition, the committee monitors the operations and policies of the New York State Public Service Commission (PSC) and considers legislation that amends Public Service Law. The Commission's five commissioners and the Department of Public Service are required by Public Service Law to ensure that customers of investor-owned electric, gas, telephone, water, and cable utilities in the state provide adequate service at reasonable rates. The committee takes an active role in protecting consumers and reports significant legislation that modernizes and amends Public Service Law.

The committee also examines legislation affecting the governance of for-profit and not-for-profit corporations in the state. This includes cemetery corporations, which are a special type of not-for-profit corporation, and perform a vital public service for the state. Through legislation, the committee ensures laws affecting corporations remain up-to-date and serve the public interest.

II. COMMITTEE LEGISLATION OF 2018

A. Public Authorities

The following bills were signed into law:

A.7015 (Cymbrowitz)

Chapter 310 of the Laws of 2018

This chapter eliminates the expiration of the authorization of the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the not-for-profit known as Educational Housing Services Inc.

A.8457 (Magee)

Chapter 129 of the Laws of 2018

This chapter extends from five to ten years the authorization for the Thruway Authority to transfer and convey land to the Madison County Industrial Development Agency for the purposes of developing, expanding and operating the International Boxing Hall of Fame (a domestic not-for-profit corporation). Such authorization shall now expire in 2023.

A.8766-A (Galef)

Chapter 319 of the Laws of 2018

This chapter requires the New York Bridge Authority to designate the Bear Mountain Bridge as the "Purple Heart Veterans Memorial Bridge." The designation is of ceremonial nature and the official name is not changed.

A.8986 (Glick)

Chapter 63 of the Laws of 2018

This chapter amends Chapter 473 of the Laws of 2017, which required at least two members of the Battery Park City Authority board be Battery Park City residents (upon vacancies). This chapter amendment requires board members to recuse themselves in the event of a conflict of interest and requires that board members have relevant real estate, corporate board, financial, legal, urban planning and/or design, architectural, governmental or security experience.

A.10074 (Peoples-Stokes)

Chapter 244 of the Laws of 2018

This chapter increases the bond cap of the Buffalo Sewer Authority from \$125 million to \$250 million.

A.10309 (Stec)

Chapter 159 of the Laws of 2018

This chapter authorizes the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the North Country School, a not-for-profit educational corporation boarding and day-school in Lake Placid.

A.10332 (Gunther)

Chapter 444 of the Laws of 2018

This chapter extends for five years (until December 31, 2023) the authorization for the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to NYSARC, Inc., a not-for-profit corporation.

A.10452 (Skoufis)

Chapter 163 of the Laws of 2018

This chapter authorizes the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the New York Military Academy, a not-for-profit educational corporation in Cornwall-on-Hudson.

A.10513-C (Brindisi)

Chapter 187 of the Laws of 2018

This chapter increases the bond cap of the Upper Mohawk Valley Memorial Auditorium Authority from two to fifty million dollars, to allow the Authority to finance the construction of a multi-use sports complex adjacent to the Utica Memorial Auditorium. The chapter also increases the number of Authority board members from seven to nine and changes the composition so that a majority of appointments are made by the Oneida County Executive. Additionally, the chapter authorizes the Authority to utilize the alternative delivery method known as design-build for the construction of the specific project, with a two year sunset. Finally, the chapter contains requirements regarding project labor agreements and collective bargaining protections in relation to the act.

A.10656 (Rodriguez)

Chapter 447 of the Laws of 2018

This chapter authorizes the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the New York Academy of Medicine, a not-for-profit corporation.

A.10670 (Hooper)

Chapter 355 of the Laws of 2018

This chapter prohibits the Nassau County Interim Finance Authority (NIFA) from suspending salary adjustments according to plan and step-ups during a control period, provided that the county executive provides a four year financial plan, approved by the county legislature, to the Finance Authority. The Finance Authority must then certify that such plan complies with the certain standards and that revenue estimates set forth are agreed to by the Authority. This would affect any county employee or employee of covered organizations, whether or not they are covered by a collectively bargained agreement.

A.10673 (Paulin)

Chapter 183 of the Laws of 2018

This chapter increases the bond cap of the Dormitory Authority of the State of New York (DASNY), related to hospital and nursing home bonds, from \$15.8 to \$16.6 billion.

A.10674 (Gunther)

Chapter 169 of the Laws of 2018

This chapter extends for five years (until December 31, 2023) the authorization for the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the New York State Rehabilitation Association (NYSRA). The chapter also authorizes DASNY services for the NYS Rehabilitation Association's successor organization, the New York Alliance for Inclusion and Innovation.

A.10685 (Gottfried)

Chapter 171 of the Laws of 2018

This chapter changes the quorum requirement for the New York Convention Center Operating Corporation (NYCCOC) so that only a majority of the appointed voting membership shall be required to conduct business. Previously, a majority of the board with no vacancies was required for a quorum.

A.10813 (Rodriguez)

Chapter 174 of the Laws of 2018

This chapter extends for five years (until December 31, 2023) the authorization for the Dormitory Authority of the State of New York (DASNY) to provide financing, construction, and other services to the Terence Cardinal Cooke Health Care Center.

The following bills passed the Assembly:

A.9982 (Paulin)

Passed the Assembly

This bill would require the New York Power Authority (NYPA) to file annual reports with the Department of Public Service (DPS) that conform in the exact manner that is applicable to electric corporations under section 66 of Public Service Law. The bill would also require NYPA to conform to the uniform system of accounts required for electric corporations pursuant to Public Service Law.

A.5481 (Seawright)

Passed the Assembly

This bill would establish the position of Chief Executive Officer (CEO) of the Roosevelt Island Operating Corporation (RIOCI), and require the CEO to be a resident of Roosevelt Island or become a resident within one year of appointment. This bill would allow the board to waive the residency requirement in the case of extraordinary circumstances.

A.5601 (Seawright)

Passed the Assembly

This bill would add the Roosevelt Island Operating Corporation (RIOCI) to the consolidated Public Authorities Law, update the equal employment opportunities section of law relating to RIOCI to include sexual orientation, and add new development subleases that RIOCI entered into in the years since the original laws were enacted.

A.7637-A (Crespo)

Passed the Assembly

This bill would amend Chapter 403 of the Laws of 2016 to include the State Education Department's (SED) Office of Religious and Independent Schools in the New York State Energy Research and Development Authority's (NYSERDA) School Energy Efficiency Collaboration Program.

A.9999-A (Paulin)

Passed the Assembly

This bill would authorize the Authorities Budget Office (ABO) to suspend local authority board members and chief executive officers, for up to 90 days, which fail to submit any report required by section 2800 of this chapter within thirty-six months of its due date.

A.10076 (Wallace)

Passed the Assembly

This bill would prohibit public authorities from providing severance packages to any "at-will" (non-union) employee that exceeds an amount equivalent to such employee's prior three months' salary. This bill would not affect collective bargaining agreements, or accumulated vacation/sick time.

B. Mass Transit Operations and Finance

The following bills were signed into law:

A.2319 (Dinowitz)

Chapter 425 of the Laws of 2018

This chapter establishes in law a requirement that the MTA create and maintain a Safety Committee that would report on safety initiatives, concerns, improvements, or failures. The Safety Committee would be required to meet at least once annually.

A.4956 (Rosenthal, L)

Chapter 284 of the Laws of 2018

This bill chapter requires the Port Authority to permit domestic companion animals onboard its rail, motorbus, paratransit or ferry service during a state of emergency, so long as the animal is under the owner's control. The animal may be denied permission to board if there is reasonable cause to believe it would pose a health or safety hazard. The bill also requires that passengers with service animals be given priority seating on all means of Port Authority transportation, at all times, in accordance with the Americans with Disabilities Act of 1990.

A.8987 (Dinowitz)

Chapter 18 of the Laws of 2018

This chapter amends Chapter 492 of the Laws of 2017, which directed the Metropolitan Transportation Authority (MTA) to report and make recommendations on infrastructure regarding lead abatement and air quality. This chapter amendment requires the New York City Transit Authority (NYCTA) to produce an annual report on current or planned capital projects that involve the removal and containment of lead-based paint.

A.10179 (Rosenthal, L)

Chapter 521 of the Laws of 2018

This chapter requires the MTA to hold a hearing at least thirty days prior to the closure of any transportation facility due to construction, improvement, reconstruction, or rehabilitation, where such facility will be closed for ninety days or longer.

The following bills passed the Assembly:

A.201 (Gantt)

Passed the Assembly

This bill would add a non-voting, governor-appointed board member from the transit dependent and/or disabled community to the Rochester-Genesee Transportation Authority.

A.9861-C (Lentol)

Passed the Assembly

This bill would require the MTA, in consultation with other entities, to develop an "L subway line closure mitigation plan." Such plan would require the MTA to address timelines involved with the proposed closure, transportation alternatives to accommodate diverted riders, transportation facility improvements and expansion, and provide for public input throughout the planning process and the L subway line closure. The bill would also authorize the city of New York, in consultation with the New York City Transit Authority (NYCTA), to establish a High-Occupancy Vehicle (HOV) program for the Williamsburg Bridge, and allow for the use of photo enforcement for violations of the HOV program. Such plan would be required to be made publically available no later than 60 days before the commencement of the L subway line closure.

C. Corporations Law

The following bills were signed into law:

A.5784-B (Jones)

Chapter 296 of the Laws of 2018

This chapter provides that no stand-alone mausoleum or columbarium shall be approved by the state cemetery board, when such mausoleum or columbarium is the only form of interment offered by a cemetery or religious corporation. A stand-alone mausoleum or columbarium can be authorized if there is a management agreement between the cemetery or religious corporation and an existing cemetery (in order to assure continued perpetual care of the remains contained in the mausoleum or columbarium).

A.8985 (Dinowitz)

Chapter 24 of the Laws of 2018

This chapter makes a technical amendment to Chapter 405 of the Laws of 2017, which required public listings of certain not-for-profit corporations on the websites of the Department of State (DOS) and the Division of Military and Naval Affairs (DMNA). This chapter amendment modifies the effective date from 120 days after enactment to January 1, 2019.

A.10220-A (Englebright)

Chapter 302 of the Laws of 2018

This bill chapter extends to March 1, 2019, the authorization allowing geologist business corporations and Limited Liability Companies (LLCs) to become professional service corporations or professional service LLCs. The chapter extends the previous grace period provided by chapter 260 of the laws of 2016 which allowed such geologist corporations and LLCs to amend their certificates of incorporation in order to be licensed by the State Education Department.

A.10336-A (Paulin)

Chapter 411 of the Laws of 2018

This chapter requires not-for-profit corporations to have a membership of no fewer than three persons, provided that this requirement shall not apply to charitable corporations that have no members, and a corporation may have one member if such member is a corporation, joint-stock association, unincorporated association or partnership that is owned or controlled by no fewer than three persons.

A.10534 (Paulin)

Chapter 468 of the Laws of 2018

This chapter authorizes directors of subsidiary not-for-profit corporations to serve on a designated audit committee of a parent not-for-profit board. Previously, Not-For-Profit Corporation Law provided that only the board of directors of a parent, or a designated committee of the board of such parent, could assume sole oversight of all financial audits, for both the parent and any subsidiary.

The following bills passed the Assembly:

A.9745 (Paulin)

Passed the Assembly

This bill would authorize a business corporation's board of directors to allow shareholders to participate electronically, including voting and granting of proxies, at a shareholders' meeting of the corporation. It would also authorize business corporations to implement reasonable measures to verify such participants are shareholders of record.

A.5131 (Steck)

Passed the Assembly

This bill would require the members with the 10 largest ownership interests in a foreign (out of state) Limited Liability Company (LLC) to be subject to liability for unpaid wages.

A.10304-B (Paulin)

Passed the Assembly

This bill would, in the event of a merger or consolidation of not-for-profit corporations, require such actions to be adopted by a vote of two-thirds of a quorum of directors of each corporation involved; and require a vote of two-thirds of a quorum of directors in order to dissolve a charitable corporation. In all three cases (merge, consolidate, dissolve) a board may adopt such actions by a vote of the number of directors required under such corporation's certificate of incorporation or by-laws, if applicable.

A.10654 (Paulin)

Passed the Assembly

This bill would amend Not-For-Profit Corporation Law to add "key persons" to the list of persons to whom certain policies apply, including sections regarding whistleblower provisions, as well as duties and liabilities of directors and officers.

D. Telecommunications and Utilities

The following bills were signed into law:

A.8010-B (Dinowitz)

Chapter 229 of the Laws of 2018

This chapter prohibits any commercial landlord from interfering with the installation of telephone facilities upon his or her property, with the exception that a commercial landlord may require certain accommodations from the telephone corporation or the commercial tenant. The chapter also prohibits any telephone corporation from entering into an agreement with a commercial landlord that would have the effect of interfering with existing rights of tenants regarding telephone services.

A.8609-A (Thiele)

Chapter 520 of the Laws of 2018

This chapter requires the Long Island Power Authority (LIPA) to provide notice before the approval of any utility transmission facility to certain utility customers, affected municipalities and members of the legislature whose districts would contain the facility, and requires the notice to include the location of the proposed facility and environmental assessment data, among other information.

A.9985 (Paulin)

Chapter 333 of the Laws of 2018

This chapter requires operators of underground facilities and local governments, expanded to include towns, counties, villages, and cities, that contract for excavation to require excavators to complete a training and education program provided by the one call notification system or any other provider authorized by the Public Service Commission (PSC). The chapter also requires the training to be offered in-person and online and sets a cap on the fee that can be charged.

A.11118-C (Rules) (Otis)

Chapter 261 of the Laws of 2018

This chapter requires water works corporations to provide, at a nominal administrative cost, customer water usage data to certain municipalities, provided such information is used for municipal purposes related to clean, storm, and drinking water infrastructure improvement. The chapter requires the Public Service Commission (PSC) to approve the content of written agreements between municipalities and water works corporations, which shall adequately provide for customer privacy safeguards. The municipalities are limited to include the cities of New Rochelle and Rye; the towns of Eastchester, Greenburgh, and Mount Pleasant; and the villages of Ardsley, Bronxville, Dobbs Ferry, Hastings-on-Hudson, Pelham, Pelham Manor, Port Chester, Rye Brook, and Tuckahoe.

The following bills passed the Assembly:

A.1056 (Rozić)

Passed the Assembly

This bill would allow victims of domestic violence to cancel contracts with telephone, cable television or satellite companies when they request to opt-out in writing and provide a domestic violence incident report, a police report, an order of protection, or a signed affidavit. Such company shall waive otherwise applicable charges for cancelling a contract.

A.8837 (Jean-Pierre)

Passed the Assembly

This bill would require utility corporations to include on customer bills advance notice of public hearings concerning proposed rate increases.

A.8882-C (Fahy)

Passed the Assembly

This bill would prohibit state agencies, state and local authorities, municipal corporations, public libraries, State University of New York (SUNY), City University of New York (CUNY), the Legislature, and the judiciary from contracting with an Internet Service Provider (ISP) unless it complies with internet service neutrality requirements, subject to conditions. Additionally, this bill would establish such internet service neutrality requirements to effectively prohibit such contracting ISPs from blocking lawful content, impairing internet traffic, and engaging in paid prioritization; and require the Public Service Commission (PSC) to annually report on the status of ISPs qualified to do business in the state regarding their conformity to such requirements.

A.10281-A (Abinanti)

Passed the Assembly

This bill would require the Public Service Commission (PSC) to require every electric and telecommunications corporation to submit reports to the PSC pursuant to a proceeding of the Commission to evaluate a standardized facility and equipment transfer program within 90 days. The intent of this legislation is to restart a PSC proceeding commenced June of 2008 (Case 08-M0593) to examine double pole conditions, establish better coordination between utilities transferring facilities and equipment to new poles, and to speed up the removal of old poles.

E. Vetos**A.467-A (Paulin)**

Vetoed – Memo 267

This bill would establish a natural gas pipeline leak classification system and procedures to ensure that natural gas leaks are identified and repaired in a timely manner. It would require the classification, and annual reporting to the Department of Public Service (DPS), of all reported leaks of natural gas by gas corporations. It would also require a municipality or the state to report to the relevant gas corporation any significant project exposing natural gas infrastructure, to survey such site for gas leaks, and require the Public Service Commission (PSC) to commence a proceeding to investigate the need for additional winter surveillance of gas pipelines due to the extended frost season.

A.7183-A (Zebrowski)

Vetoed – Memo 302

This bill would require the Public Service Commission (PSC) to develop a formula for water works corporations and municipal water systems to calculate the annual cost of water for an average single family household; require every water works corporation and municipal water system serving over 1,000 customers to annually calculate and submit such information (to be known as the "water cost index"); and require the PSC to publish an annual report comparing such water cost indexes throughout the state.

A.8288-B (Paulin)

Vetoed – Memo 337

This bill would require gas & electric corporations, the New York Power Authority (NYPA) and the Long Island Power Authority (LIPA) to provide annual transparency statements to customers, which shall detail charges included in each customer's delivery service portion of their utility bill, including various taxes as well as charges and costs imposed by the Public Service Commission (PSC).

A.8293-A (Morelle)

Vetoed – Memo 265

This bill would void certain language in contracts executed after Jan 1, 2019, (related to public facility projects) between professional design firms and: public authorities, municipalities and state agencies. The bill would void any clause requiring professional design firms to indemnify or defend municipal or state entities, except where claims are the result of negligence on the part of the design firm. A “professional design firm” means an entity licensed to practice one of the following services: engineering, land surveying, geology, architecture, and landscape architecture.

A.9616 (Dinowitz)

Vetoed – Memo 340

This bill would require the Public Service Commission (PSC) to have a majority of the total number of members of the Commission, required pursuant to section 4 of Public Service Law, present in order to constitute a quorum and conduct business.

A.9627 (Dinowitz)

Vetoed – Memo 363

This bill would require the MTA to allow customers two free ride transfers between any subway and bus or between buses. The transfers would have to be used within two hours of the MTA redeeming a fare from a customer.

A.9805-A (Abinanti)

Vetoed – Memo 341

This bill would establish a process to pay cashless tolling obligations that includes requirements regarding notice, signage, penalties and the ability to contest; establish requirements regarding a tolling authority's ability to transfer to debt to debt collection agencies; prohibit vehicle registration suspensions as a result of cashless tolling obligations; and require the Triborough Bridge and Tunnel Authority to implement an amnesty program.

A.9993-A (Paulin)

Vetoed – Memo 321

This bill would extend the required public notice period from ten days to twenty for hearings related to Urban Development Corporation (UDC) projects.

A.10176-A (Rosenthal, D)

Vetoed – Memo 342

This bill would require the MTA to conduct a study to examine the feasibility and impact of the potential rehabilitation of the Lefferts Boulevard Bridge in Queens. Such study would provide the costs and benefits of rehabilitation and other feasible alternatives to demolishing the bridge, as well as the economic impact of each option on local businesses, including businesses that occupy surface space on the bridge.

A.10515 (Paulin)

Vetoed – Memo 295

This bill would establish a process to require cemetery corporations that are planning on abandonment to work with the state cemetery board and the local municipality to take steps to avoid abandonment, including: reconstituting the board of the cemetery corporation, temporary financial assistance, or locating a solvent cemetery to take over operations. It would also require cemetery corporations that are planning on abandonment to provide notice to the state cemetery board and the local municipality at least 180 days before the expected day of abandonment. Finally, the bill would provide that no town shall be liable for any damages or injuries associated with an abandoned cemetery prior to the takeover of said cemetery by a town.

III. PUBLIC HEARINGS OF 2018

Public Hearing: The response of utilities to winter snowstorms in the Hudson Valley.

May 29, 2018

10:00 a.m.

White Plains

In early March 2018, over 500,000 homes and businesses lost power as a result of two nor'easters that moved through New York. The vast majority of outages occurred in the Hudson Valley (including Dutchess, Putnam, Sullivan and Westchester counties) with some lasting as long as ten days. The Assembly Committee on Corporations, Authorities, and Commissions and the Assembly Committee on Energy held the hearing to examine the response of utilities to such storms. The committees heard from utilities that serve the region on storm-related operational and infrastructure investments and their response and preparation for such emergency events. The committees also looked at the adequacy of such utilities' Emergency Response Plans (required pursuant to Public Service Law) and explored potential measures and actions that could be implemented to improve communication and restore power rapidly in the wake of similar storms in the future.

IV. OUTLOOK FOR 2019

The Committee on Corporations, Authorities, and Commissions plays an active role in overseeing one of its largest issue-areas, the Metropolitan Transportation Authority (MTA). While overcrowding and delays continue to affect everyday riders, various initiatives are proceeding in an effort to make the transportation network of the New York Metropolitan region as reliable and efficient as possible. The \$32.5 billion 2015-2019 Capital Program is currently underway to renew and enhance the MTA's transit infrastructure, and the next five-year Capital Plan is due to be released in the fall of 2019.

Additionally, the New York City Transit Authority is continuing its Subway Action Plan to address issues that cause the most delays by, for example, replacing or repairing faulty and outdated signals as well as overhauling thousands of subway cars.

Throughout 2019 the committee will monitor these, and other, important MTA programs. The committee will play its part to assess and deliberate on a host of possible sustainable funding options that have been proposed as methods to assist in funding the system.

Through the budget process and legislation, the committee will carry on its attention to increasing transparency and accountability of public authorities. The committee will also continue to examine New York's corporation laws to ensure they are modernized and serve the public interest. In overseeing utilities and the telecommunications industry, the committee will focus on legislation that modernizes Public Service Law and serves ratepayers.

APPENDIX A
2018 SUMMARY SHEET

SUMMARY OF ACTION ON ALL BILLS
 REFERRED TO THE COMMITTEE ON:

CORPORATIONS AUTHORITIES AND COMMISSIONS

TOTAL NUMBER OF COMMITTEE MEETINGS HELD 7

ASSEMBLY	SENATE	TOTAL
BILLS	BILLS	BILLS

BILLS REPORTED FAVORABLE TO:

Codes	16	0	16
Judiciary	0	0	0
Ways and Means	25	0	25
Rules	1	0	1
Floor	12	0	12
TOTAL	54	0	54

COMMITTEE ACTION

Held For Consideration	14	0	14
Defeated	0	0	0
Enacting Clause Stricken	67	0	67
REMAINING IN COMMITTEE	256	28	284

BILLS REFERENCE CHANGED TO:

	3	0	3
Ways and Means	1	0	1
Local Governments	1	0	1
TOTAL	4	0	4

**APPENDIX B
BILLS THAT BECAME LAW**

<u>Bill #</u>	<u>Sponsor</u>	<u>Chapter #</u>	<u>Description</u>
A.2319	Dinowitz	425	Establishes a committee on safety within the MTA.
A.4956	Rosenthal, L	284	Authorizes domestic companion animals be permitted to board Port Authority public transportation in the event of a state of emergency.
A.5784-B	Jones	296	Prohibits construction of any mausoleum or columbarium in a cemetery where it is the only form of interment offered.
A.7015	Cymbrowitz	310	Relates to financing and construction of facilities by DASNY for Educational Housing Services, Inc.
A.8010-B	Dinowitz	229	Relates to prohibiting commercial landlords from interfering with installations of telephone facilities upon his or her property.
A.8457	Magee	129	Extends authorization of the Thruway Authority to convey land for purposes of the Boxing Hall of Fame.
A.8609-A	Thiele	520	Relates to requiring LIPA to provide public notice prior to the construction of utility transmission facilities.
A.8766-A	Galef	319	Designates the "Bear Mountain Bridge" as the "Purple Heart Veterans Memorial Bridge."
A.8985	Dinowitz	24	Relates to the effectiveness of provisions relating to public listings of not-for-profit corporations.
A.8986	Glick	63	Relates to the qualifications of members of the Battery Park City Authority.
A.8987	Dinowitz	18	Relates to lead paint remediation reporting for the MTA and NYCTA's aboveground transit infrastructure.
A.9985	Paulin	333	Relates to a training and education program provided by the one-call notification system.
A.10074	Peoples-Stokes	244	Relates to Buffalo Sewer Authority bonds.
A.10179	Rosenthal, L	521	Requires the MTA to hold public hearings prior to certain transportation facility closures.
A.10220-A	Englebright	302	Relates to the incorporation of certain businesses for the purpose of practicing professional geology.

<u>Bill #</u>	<u>Sponsor</u>	<u>Chapter #</u>	<u>Description</u>
A.10309	Stec	159	Provides for the financing and construction of facilities by DASNY for the North Country School.
A.10332	Gunther	444	Relates to financing and construction of facilities by DASNY for NYSARC, Inc.
A.10336-A	Paulin	411	Establishes the required number of members in a corporation.
A.10452	Skoufis	163	Provides for the financing and construction of facilities by DASNY for the New York Military Academy.
A.10513-C	Brindisi	187	Relates to bonds the Upper Mohawk Valley Memorial Authority and authorizes, for certain public works, design-build contracts.
A.10534	Paulin	468	Relates to directors serving on audit committees.
A.10656	Rodriguez	447	Provides for the financing and construction of facilities by DASNY for the New York Academy of Medicine.
A.10670	Hooper	355	Relates to the Nassau Interim Finance Authority and salary adjustments according to plan and step-ups or increments.
A.10673	Paulin	183	Relates to the ability of the New York State Medical Care Facilities Finance Agency to issue certain bonds.
A.10674	Gunther	169	Provides for the financing and construction of facilities by DASNY for the New York Alliance for Inclusion and Innovation.
A.10685	Gottfried	171	Relates to the New York Convention Center Operating Corporation.
A.10813	Rodriguez	174	Relates to financing and construction of facilities by DASNY for the Terence Cardinal Cooke Health Care Center.
A.11118-C	Rules (Otis)	261	Relates to providing water usage data to municipalities.