

DRAFT LBDC

A BUDGET BILL submitted by the Governor
in accordance with Article VII of the Constitution

AN ACT to amend the public authorities law, in relation to authorizing the dormitory authority to construct and finance certain juvenile detention facilities (Part __);

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

PART _____

Section 1. Paragraph (b) of subdivision 2 of section 1676 of the public authorities law is amended by adding a new undesignated paragraph to read as follows:

An authorized agency as defined by subdivision ten of section three hundred seventy-one of the social services law, or a local probation department as defined by sections two hundred fifty-five and two hundred fifty-six of the executive law for the provision of detention facilities certified by the office of children and family services or by such office in conjunction with the state commission of correction or for the provision of residential facilities licensed by the office of children and family services including all necessary and usual attendant and related facilities and equipment.

§ 2. Subdivision 1 of section 1680 of the public authorities law is amended by adding a new undesignated paragraph to read as follows:

An authorized agency as defined by subdivision ten of section three hundred seventy-one of the social services law, or a local probation department as defined by sections two hundred fifty-five and two hundred

1 fifty-six of the executive law for the provision of detention facilities
2 certified by the office of children and family services or by such
3 office in conjunction with the state commission of correction or for the
4 provision of residential facilities licensed by the office of children
5 and family services including all necessary and usual attendant and
6 related facilities and equipment.

7 § 3. Subdivision 2 of section 1680 of the public authorities law is
8 amended by adding a new paragraph k to read as follows:

9 k. (1) For purposes of this section, the following provisions shall
10 apply to the powers in connection with the provision of detention facil-
11 ities certified by the office of children and family services or by such
12 office in conjunction with the state commission of correction or for the
13 provision of residential facilities licensed by the office of children
14 and family services including all necessary and usual attendant and
15 related facilities and equipment.

16 (2) Notwithstanding any other provision of law, any entity as listed
17 above shall have full power and authority to enter into such agreements
18 with the dormitory authority as are necessary to finance and/or
19 construct detention or residential facilities described above, including
20 without limitation, the provision of fees and amounts necessary to pay
21 debt service on any obligations issued by the dormitory authority for
22 same, and to assign and pledge to the dormitory authority, any and all
23 public funds to be apportioned or otherwise made payable by the United
24 States, any agency thereof, the state, any agency thereof, a political
25 subdivision, as defined in section one hundred of the general municipal
26 law, any social services district in the state or any other governmental
27 entity in an amount sufficient to make all payments required to be made
28 by any such entity as listed above pursuant to any lease, sublease or

1 other agreement entered into between any such entity as listed above and
2 the dormitory authority. All state and local officers are hereby author-
3 ized and required to pay all such funds so assigned and pledged to the
4 dormitory authority or, upon the direction of the dormitory authority,
5 to any trustee of any dormitory authority bond or note issued, pursuant
6 to a certificate filed with any such state or local officer by the
7 dormitory authority pursuant to the provisions of this section.

8 § 4. This act shall take effect immediately.