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

AN ACT to amend the public authorities law, the canal law and the
economic development law in relation to enacting the New
York state canal system revitalization act; and to repeal
article 13-A of the canal law relating to the canal recreationway commission and section 57 of the canal law
relating to special conditions for leases entered prior to
approval of the canal recreationway plan (Part );

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

PART __

Section 1. Short title. This act shall be known and may be cited as
the "New York state canal system revitalization act".

§ 2. Legislative findings and statement of purposes. 1. The legisla-
ture hereby finds, determines and declares:
(a) that the New York state canal system, which once served as a vital
thoroughfare for freight and other commerce, supports virtually no
commercial shipping activity today;
(b) that much of the canal system's century-old infrastructure,
designed to accommodate the passage of large commercial vessels, is
antiquated and deteriorating;
(c) that despite the absence of commercial shipping traffic in almost
all portions of the canal system, the state and its instrumentalities
continue to expend substantial sums of money to maintain the canal
system and its aged water control infrastructure for the system's
original purpose;
(d) that flooding and ice jams within and around portions of the canal system have caused substantial damage to nearby communities and the canal system itself, and without appropriate intervention, such flooding and ice jams, exacerbated by the effects of climate change and other phenomena, will continue to pose a threat to property and people;
(e) that the canal system's water control infrastructure was never intended to address such threats from flooding and ice jams;
(f) that aquatic invasive species have over time penetrated New York's waterways and pose a serious and growing threat to recreational users, fisheries, property owners, water supplies and waterbody ecosystems;
(g) that the absence of a natural aquifer and conditions related to climate change have contributed to increasingly frequent droughts in the western part of the state, impacting a vital part of the state's agriculture industry, inhibiting its competitive position and limiting the type and amount of crops that can be reliably produced;
(h) that while the canal system has in recent years emerged as a resource for recreation and tourism, the state has not exploited the full potential of the canal system, its infrastructure and its unique historic, cultural and water resources for the benefit of the people of the state;
(i) that a public purpose would be served and the interests of the people of the state would be promoted by reimagining and revitalizing the New York state canal system, including the Erie canal, as a twenty-first century waterway whose resources can be deployed to address critical issues of public importance, including without limitation, mitigating the occurrence of flooding, ice jams and drought and their destructive impacts; protecting, restoring, creating and sustaining aquatic habitat in the state; leveraging the canal system's unique
history, culture and natural resources to activate local and regional economies and industries; expanding economic development opportunities and stimulating job growth; and improving the quality of life of the people of New York by, among other things, celebrating, connecting and expanding canal-related destination points, such as parks, trails and recreational activities as well as canal-side community amenities and other attractions.

2. The legislature further finds, determines and declares that a public purpose would be served and the interests of the people of the state would be served by creating pursuant to this act a public benefit corporation, known as the New York state canal system revitalization trust, to serve as a focal point for the receipt and administration of gifts, donations and grants of money, real and personal property and other things of value made for the purpose of supporting the revitalization of the New York state canal system, using the powers and authority delegated to it by this act, lessening the burdens of government and acting in the public interest.

3. The legislature further finds, determines and declares that the creation of the New York state canal system revitalization trust, and the exercise of its powers and authority and the carrying out of its corporate purposes is in all respects for the benefit of the people of the state of New York, and in furtherance of their welfare and prosperity.

§ 3. The section heading and paragraph (a) of subdivision one of section 1005-c of the public authorities law, as added by section 23 of part TT of chapter 54 of the laws of 2016, are amended to read as follows:
Additional powers of the authority [to finance certain projects] in connection with the New York state canal system.

(a) The authority is hereby authorized, as an additional corporate purpose thereof, to issue its bonds, notes and other evidences of indebtedness in conformity with applicable provisions of the uniform commercial code for purposes of financing the construction, reconstruction, development and improvement of the New York state canal system, and the revitalization of the canal system and its use by the public.

§ 4. Section 1005-c of the public authorities law is amended by adding a new subdivision 4 to read as follows:

4. The authority is authorized to:

(a) Subject to agreements with noteholders or bondholders, provide grants and other forms of financial support, as deemed feasible and advisable by the trustees, for projects, programs and purposes that in the trustees' judgment will promote the purposes of the New York state canal system revitalization act.

(b) Establish advisory committees and appoint members thereto for the purpose of providing the authority, canal corporation and New York state canal system revitalization trust with advice and recommendations on all matters submitted to such committees, soliciting input from stakeholder communities and other interested parties on canal system initiatives, and coordinating the activities of the authority, canal corporation and New York state canal system revitalization trust with stakeholder communities and other interested parties. Members of any such advisory committee shall serve without salary but shall be entitled to reimbursement for their actual and necessary travel expenses incurred in the performance of their official duties.
(c) Provide advice to local governments and officials, including strategies to leverage the value of canal system resources in local land use and planning and opportunities to partner with public and private stakeholders to achieve the objectives of local land-use goals and the New York state canal system revitalization act.

(d) Review and comment on the plans of federal, state, local and private entities and persons as they may relate to the canal system and the objectives of the New York state canal system revitalization act.

(e) Plan, establish and/or support the development and operation of facilities within or outside the canal system that would in the authority's judgment promote use of the canal system by the public, including without limitation tourism, educational, hospitality and recreational facilities, and to fix and collect fees, rents and charges for the use of such facilities.

(f) Design and implement volunteerism, fundraising, educational, outreach and branding programs relating to the canal system, related facilities and their potential uses.

§ 5. Article 13-A of the canal law is REPEALED and a new article 13-A is added to read as follows:

ARTICLE XIII-A

NEW YORK STATE CANAL SYSTEM REVITALIZATION TRUST

Section 138-a. Definitions.


138-c. Purposes and powers of the trust corporation.

138-d. Temporary assignment and transfer of employees and other assistance.

138-e. Monies of the trust corporation.
138-f. Creation of trust a public purpose.

138-g. Payments in lieu of taxes.

138-h. Members and employees not to profit.

138-i. Actions against the trust.

§ 138-a. Definitions. As used or referred to in this title, the following terms shall have the following meanings unless the context clearly requires otherwise:

1. The term "act" shall mean the New York state canal system revitalization act which added this article.

2. The term "board" shall mean the members of the trust corporation.

3. The term "trust" or "trust corporation" shall mean the public benefit corporation created by this article.

§ 138-b. New York state canal system revitalization trust. 1. The New York state canal system revitalization trust is hereby created. The trust shall be a body corporate and politic constituting a public benefit corporation and its existence shall commence upon the appointment of the members as herein provided. The trust corporation shall consist of the following members:

(a) the chief executive officer of the authority or his or her designee, the commissioner of economic development or his or her designee, and the commissioner of environmental conservation or his or her designee; and

(b) nine individual members with knowledge of subject matter relevant to canal system revitalization purposes, including, without limitation, economic development and planning, tourism, engineering, outdoor recreation, historic preservation, commercial farming and/or aquatic ecosystems. The nine individual members shall be appointed by the governor, of
whom three shall be appointed on the recommendation of the temporary president of the senate and three shall be appointed on the recommendation of the speaker of the assembly, and shall serve at the pleasure of the governor; provided, however, that up to three of the initial appointments to the trust may be reserved for persons who served as members of the canal recreationway commission during the year preceding the effective date of this article. In appointing members to the trust, the governor shall ensure reasonable representation from regions adjacent to or in the vicinity of the canal system.

2. Members of the commission, except commissioners or chief executives of public authorities, shall serve for a term of four years and may be reappointed; provided, however, of those members appointed initially, three such members, one appointed by the governor, one appointed on the recommendation of the temporary president of the senate, and one appointed on the recommendation of the speaker of the assembly shall be appointed for terms of two years, and three such members, one appointed by the governor, one appointed on the recommendation of the temporary president of the senate, and one appointed on the recommendation of the speaker of the assembly shall be appointed for terms of three years. Any vacancy in the trust shall be filled for the unexpired term in the same manner as the original appointment. The governor shall designate members of the trust to serve as chair and vice-chair of the trust.

3. The powers of the trust shall be vested in and exercised by a majority of the members thereof and each member of the trust shall be entitled to one vote on all matters voted on by the trust.

4. Members of the trust shall serve without compensation but shall be entitled to reimbursement of their actual and necessary expenses incurred in the performance of their official duties. No member of the
trust shall be disqualified from holding any other public office or employment, nor shall he or she forfeit any such office or employment, by reason of his or her membership on the trust, notwithstanding the provisions of any general, special or local law or local ordinance or charter.

5. The trust and its corporate existence shall continue until terminated by law, provided, however, that no such law shall take effect so long as the trust shall have obligations outstanding, unless adequate provision has been made for the payment thereof. Upon termination of the existence of the trust, all its rights and properties shall vest in the state.

§ 138-c. Purposes and powers of the trust corporation. The purpose of the trust corporation shall be to serve as a focal point for the receipt and administration of public and private gifts, devises and bequests of money, rights and interests in real and personal property, and other things of value donated to further the purposes of the act, specifically the revitalization of the New York state canal system for the purposes of addressing current issues of public importance, including without limitation, mitigating the occurrence of flooding and ice jams and their destructive impacts; protecting, restoring, creating and sustaining aquatic habitat in the state; leveraging the canal system's unique history, culture and natural resources to activate local and regional economies and industries; expanding economic development opportunities and stimulate job growth; and improving the quality of life of the people of New York by, among other things, celebrating, connecting and expanding canal-related destination points, such as parks, trails and recreational activities as well as canal-side community amenities and other attractions (collectively, "revitalization purposes"). In further-
ance of the revitalization purposes, the corporation is encouraged to
consider the contents of the canal recreationway plan existing as of the
effective date of this article; the adaptive reuse of canal system
infrastructure; the recovery and adaptive reuse of vacant and abandoned
structures and other property within or in close proximity to the canal
system; strategies that will serve to link canal system resources with
nearby communities, including without limitation underserved communi-
ties, existing parks, trails and other public areas for the purpose of
increasing access to and the enjoyment of canal-related resources,
creating multi-purpose venues for residents and visitors, and enhancing
tourism; and the use of public-private partnerships as a means to
achieve said revitalization purposes. To carry out said revitalization
purposes, the corporation shall have power to:

1. Accept gifts, devises and bequests, including money, rights and
interests in real and personal property, tangible or intangible, and
other things of value for any of its corporate purposes, and to adminis-
ter and disburse gifts, devises and bequests, money, rights and inter-
ests in real and personal property and other things of value for any
purpose that is consistent with the revitalization purposes.

2. Acquire rights and interests in real property by purchase, gift, or
bequest, or by exchange of real property previously acquired by the
trust and under its jurisdiction, and enter into agreements and other
authorizations, including leases and licenses, for the acquisition,
transfer, swap, management, or use of real property, for any purpose
that is consistent with the revitalization purposes.

3. Acquire rights and interests in personal property, tangible or
intangible, by purchase, gift, or bequest, or by exchange of personal
property previously acquired by the trust and under its jurisdiction,
and enter into agreements and other understandings for the acquisition, transfer, swap, management, or use of personal property for any purpose that is consistent with its corporate purposes.

4. Acquire, in the name of the people of the state of New York, rights and interests in real property, including title by purchase, gift, or bequest, or by exchange of lands previously acquired by the trust and under its jurisdiction, or by easement for the conservation, management and preservation of open space characterized by natural scenic beauty, heritage, natural resource values or conditions enhancing regional qualities of the canal system, for any purpose that is consistent with the revitalization purposes.

5. Transfer jurisdiction and control of rights or interests in real or personal property acquired by the trust to the canal corporation for inclusion in the canal system, or to the office of parks, recreation and historic preservation, the department of environmental conservation, the secretary of state, or other public entity with its consent for any purpose that is consistent with the revitalization purposes and with prior approval of the director of the budget.

6. Accept the transfer of funds from, and transfer funds to, state agencies and state public authorities for revitalization purposes.

7. To undertake any work, including the furnishing of services and materials, required to manage, preserve, restore, maintain or improve any real or personal property under its jurisdiction and, in its discretion, at the request of the authority, canal corporation, office of parks, recreation and historic preservation, department of state, department of transportation, or the department of environmental conserv-
requesting agency, after prior approval of the director of the budget, for any purpose that is consistent with the revitalization purposes.

8. To undertake research, studies and analyses, and make reports relating to any of the revitalization purposes.

9. To sell and convey any real or personal property or rights or interests therein acquired by and under the jurisdiction of the trust and surplus to its needs, provided such sale and conveyance does not contravene the terms or conditions of any gift, devise or bequest, and to retain the proceeds derived therefrom for its corporate purposes.

10. To make grants of money, real and personal property and other things of value to corporations, associations, non-profit organizations, academic institutions, local governments and other persons under programs created by trust for any purpose that is consistent with revitalization purposes.

11. Subject to available funds, to appoint and employ such officers, employees and staff and to retain such professional and technical assistance and advice as it deems necessary to carry out its corporate purposes.

12. To participate and cooperate with public and private parties having mutual interests in projects and programs intended to advance revitalization purposes.

13. To make and execute contracts and all other instruments necessary or convenient for the exercise of its powers and functions.

14. To apply to the federal government or any agency thereof for the purpose of obtaining such status under the internal revenue code as the corporation determines to be appropriate to support its corporate purposes and the purposes of the act.
15. To administer, manage, or operate any property the rights or interests of which have been acquired by the trust and to retain for its corporate purposes any receipts, revenue or income derived therefrom during the pendency of such transfer.

16. To establish a public website.

17. Create and administer programs that are designed to increase public access to the canal system, including without limitation access for disabled persons and residents of underserved communities in the state.

18. To sue and be sued.

19. To have a seal and alter the same at pleasure.

20. To do all things necessary or convenient to carry out its corporate purposes.

§ 138-d. Temporary assignment and transfer of employees and other assistance. 1. Whenever in the opinion of the trust corporation it would be in the public interest, the trust corporation may request the canal corporation, the authority, or any state public authority or public benefit corporation, and after prior approval of the director of the budget, any board, commission, agency or department of the state or any of its political subdivisions, for the temporary assignment and transfer of employees to the trust corporation to help the trust corporation carry out its public purposes, and said entities may, if in its opinion such transfer will not interfere with the performance of its duties and functions, provide such temporary assignment and transfer of said employees to the trust for the purposes described. Such assignment and transfer or extension shall not in any way affect the civil service status, continuity of service, retirement plan status, right to compen-
sation, grade or compensation or other rights or privileges of any
employee so transferred.

2. The authority, the canal corporation, and all other state officers,
depts., boards, divs., commiss., pub auth., pub benefit corp.s and political subdivisions are hereby authorized to
provide such assistance to the corporation within their respective
authority and functions as the corporation may request in order to carry
out its purposes and duties.

§ 138-e. Monies of the trust corporation. 1. The moneys of the trust
shall be retained by it and deposited in a general account and such
other accounts as the trust may deem necessary for the transaction of
its business, and shall be paid out on checks or other authorizations
signed by the chairperson of the trust corporation and/or by such other
members or officers as the trust corporation may authorize.

2. The comptroller of the state and his or her legally authorized
representatives are hereby authorized and empowered from time to time to
examine the accounts and books of the trust including its receipts,
disbursements, contracts, investments and any other matters relating to
its financial standing.

3. The trust corporation shall submit to the governor, the chairperson
of the senate finance committee, the chairperson of the assembly ways
and means committee and the state comptroller, within ninety days after
the end of its fiscal year, a complete and detailed report of its oper-
ations and accomplishments, its receipts and disbursements and its
assets and liabilities, and shall publish a copy of such report on its
public website.

§ 138-f. Creation of trust a public purpose. It is hereby found,
system revitalization trust and the carrying out of its corporate
purposes is in all respects for the benefit of the people of the state
of New York, for the revitalization of the New York state canal system
and in furtherance of their welfare and prosperity, and is a public
purpose, in that the trust will be performing an essential governmental
function in the exercise of the powers conferred upon it by this title,
and in furtherance of same, the income, monies, operations and proper-
ties of the trust shall be exempt from taxation, including without limi-
tation any and all state and local income, franchise, transfer, record-
ing, real property and sales taxation and any assessments of payments in
lieu of taxes. In addition, all contributions of money, rights or inter-
ests in real and personal property and other things of value made to the
corporation whether by gift, devise or bequest shall qualify as
deductions in computing the net taxable income of the donor for the
purposes of any income tax imposed by the state or any political subdi-
vision thereof and for federal income tax purposes to the extent permit-
ted under federal law or regulation.

§ 138-g. Payments in lieu of taxes. The trust may, when funds are
available and the corporation's board finds it feasible and advisable,
and with the approval of the director of the budget, enter into an
agreement with a municipality or district within which real property has
been acquired by the trust, providing for the payment of moneys in lieu
of anticipated tax revenues for a period not to exceed five years when-
ever the trust shall determine that undue hardship justifying such
financial relief has been created by such acquisition.

§ 138-h. Members and employees not to profit. No officer, member or
employee of the trust shall receive or may be lawfully entitled to
receive any pecuniary profit from the operation thereof except that
employees of the corporation, if any, may receive compensation for the
performance of their duties as an employee of the corporation.

§ 138-i. Actions against the trust. Except in an action for wrongful
death, an action against the trust founded on tort shall not be
commenced more than one year and ninety days after the cause of action
therefor shall have accrued, nor unless a notice of claim shall have
been served on the trust within the time limited by, and in compliance
with all the requirements of section fifty-e of the general municipal
law. An action against the trust for wrongful death shall be commenced
in accordance with the notice of claim and time limitation provisions of
title eleven of article nine of the public authorities law.

§ 6. Subdivision 20 of section 2 of the canal law, as added by chapter
766 of the laws of 1992 and as renumbered by chapter 335 of the laws of
2001, is amended to read as follows:
20. ["Commission" shall mean the canal recreationway commission
created pursuant to section one hundred thirty-eight-a of this chapter]
"Trust corporation" shall mean the New York state canal system revitali-
zation trust.

§ 7. Subdivision 2 of section 11 of the canal law, as added by chapter
167 of the laws of 2002, is amended to read as follows:
2. Notwithstanding any inconsistent provision of law, the corporation,
authority, and [commission] trust corporation, including any members,
officers or employees thereof, shall not be liable for damages suffered
by any persons and/or organizations resulting from any actions or activ-
ities of such volunteers and/or volunteer organizations.

§ 8. Section 51 of the canal law, as amended by chapter 44 of the laws
of 2009, is amended to read as follows:
§ 51. Method of abandonment. Prior to the exercising of such authority of abandonment, however, the corporation shall cause a notice of any proposed abandonment to be [transmitted to the commission and to be] published once each week for three successive weeks in a newspaper published in the county wherein such lands are located, except that such publication shall appear in a newspaper published in the municipality or locality wherein such lands are located when there is a newspaper published in such municipality or locality. Such notice shall describe the lands proposed to be abandoned with sufficient certainty to identify them and invite interested parties to file written statements either supporting or opposing the proposed abandonment. Upon the expiration of the period of publishing said notice, when it is the case that the assessment for such lands proposed for abandonment is equal to or greater than fifty thousand dollars, the corporation shall hold a hearing at which evidence or further information may be submitted. A record shall be made of all evidence submitted at such hearing. If no hearing shall appear to the corporation to be warranted or subsequent to such hearing, should one be held, the corporation may in its discretion declare such lands abandoned for the purposes of the canal system. The corporation shall thereupon issue an official order abandoning the lands for canal purposes together with a map and description of the lands abandoned and dispose of any portion of canal lands so abandoned. Any money realized from the sale of such land shall be deposited into the canal fund.

§ 55. Authority to lease land. 1. The corporation is hereby authorized[, after review and comment by the commission as to consistency with the canal recreationway plan approved pursuant to section one hundred
thirty-eight-c of this chapter and section three hundred eighty-two of the public authorities law,] to enter into leases of canal lands, canal terminals, and canal terminal lands [which are consistent with the canal recreationway plan. Such review and comment shall be provided within the time period set forth in the procedures of the commission established pursuant to section one hundred thirty-eight-b of this chapter which shall be no more than sixty days]. The corporation shall give the New York state canal system revitalization trust notice of any such lease within sixty days of the date the lease is executed by the parties thereto for the purpose of keeping such trust informed of such matters.

2. Lands to be leased shall be determined by the corporation to have no essential purpose for navigation.

3. [Leases of canal lands, canal terminals and canal terminal lands shall be for purposes which are consistent with the New York state canal recreationway plan approved pursuant to section one hundred thirty-eight-c of this chapter and section three hundred eighty-two of the public authorities law.]

[4.] The corporation shall consider fully completed applications for leases of canal lands, canal terminals and canal terminal lands in such form and manner as the corporation shall prescribe.

[5.] 4. Canal lands, canal terminals and canal terminal lands within the Adirondack park shall not be leased.

[6.] 5. The corporation shall provide assistance, including reasonable access to lands, as may be necessary to assist potential applicants in preparing an application.

[7.] 6. The corporation may require an applicant for a lease to provide necessary property surveys, environmental studies, maps and photographs, site plans and such other documents and studies as the
corporation may determine to be necessary [to ascertain the compatibilit-
ty of proposed development with the New York state canal recreationway
plan] and for the corporation to select a qualified lessee.

[8.] 7. Revenues realized from the lease of canal lands, canal termi-
nals and canal terminal lands shall be deposited into the canal fund.

§ 10. Subdivision 6 of section 56 of the canal law, as amended by
chapter 335 of the laws of 2001, is amended to read as follows:

6. provisions providing a right of entry for [commission and] corpo-
rati on members and personnel and equipment for canal purposes; and

§ 11. Section 57 of the canal law is REPEALED.

§ 12. Subdivision 24 of section 10 of the canal law, as amended by
chapter 335 of the laws of 2001, is amended to read as follows:

24. Prepare on an annual basis a detailed five-year capital plan for
the maintenance and improvement of canal infrastructure. Such plan shall
set system-wide goals and objectives for capital spending and[, commenc-
ing January first, nineteen hundred ninety-five] after January first,
two thousand twenty-two, describe the compatibility of such plan [to the
canal recreationway plan approved pursuant to section one hundred thir-
ty-eight-c of this chapter] with canal system revitalization purposes as
stated in section one hundred thirty-eight-c of this chapter. Such plan
shall include but not be limited to such capital project categories as
locks, canal bridges, channels, shorelines, dams, guard gates, and other
structures necessary for safe and successful operation of the canal
system. The plan shall also include a detailed schedule of all capital
projects which the authority intends to undertake within the next five
years and shall provide the following information for each such capital
project: (a) a description of the project; (b) an indication of the
category into which the project has been classified in the capital plan;
(c) the estimated total cost of the project and expenditures by year for such project; (d) the actual disbursements by project for the prior year; and (e) the estimated dates of project initiation and completion.

The plan shall also include a statement of the mix of financing methods to be used by the authority for financing the capital plan. The capital plan shall be submitted to the governor, the temporary president of the senate and the speaker of the assembly on the first day of January of each year [commencing in nineteen hundred ninety-three].

§ 13. Subdivision 1 of section 103 of the canal law, as amended by chapter 335 of the laws of 2001, is amended to read as follows:

1. The corporation shall have the power to impose tolls for the passage through locks and lift bridges by vessels which are propelled in whole or in part by mechanical power, and to collect such tolls by the sale of lock and lift bridge passes issued for such periods of time as the corporation shall determine. Tolls for such lock and lift bridge passes shall be established by regulation of the corporation [with the advice of the canal recreationway commission and following no fewer than two public hearings at geographically dispersed locations on the canal system. In addition, the corporation may provide by regulation for the sale of lock and lift bridge passes by any other entity, and may allow a charge for handling by such other entities not to exceed one dollar for each pass. No tolls shall be imposed or collected prior to the first day of April, nineteen hundred ninety-three] or by formal action of the corporation board. Vessels owned by the United States, a state, or subdivision thereof shall be exempted from the tolls authorized by this section.
§ 14. Paragraph 2 of subdivision (a) of section 168 of the economic development law, as amended by chapter 33 of the laws of 2006, is amended to read as follows:

(2) the chairman or his or her designated representative of the New York state thruway authority, the New York power authority, and the tourism advisory council, the New York state council on the arts, the canal corporation, [the canal recreationway commission,] the Olympic regional development authority, and the Hudson River park trust;

§ 15. Paragraph (m) of subdivision 9 of section 1005-b of the public authorities law, as added by section 22 of part TT of chapter 54 of the laws of 2016, is amended to read as follows:

(m) [approve and implement the New York state canal recreationway plan submitted pursuant to section one hundred thirty-eight-c of the canal law. The canal corporation's review and approval of the canal recreationway plan shall be based upon its consideration of a generic environmental impact statement prepared by the canal corporation in accordance with article eight of the environmental conservation law and the regulations thereunder. Prior] prior to the implementation of any substantial improvement by the canal corporation on canal lands, canal terminals, or canal terminal lands, or the lease of canal lands, canal terminals, or canal terminal lands for substantial commercial improvement, the canal corporation, [in addition to any review taken pursuant to] comply with section 14.09 of the parks, recreation and historic preservation law[, shall conduct a reconnaissance level survey within three thousand feet of such lands to be improved of the type, location, and significance of historic buildings, sites, and districts listed on, or which may be eligible, for the state or national registers of historic places. The findings of such survey shall be used to identify signif-
icant historical resources and to determine whether the proposed improvements are compatible with such historic buildings, sites, and districts];

§ 16. Subdivision 10 of section 1005-b of the public authorities law, as added by section 22 of part TT of chapter 54 of the laws of 2016, is amended as follows:

10. [(a) The canal corporation shall review the budget request submitted by the canal recreationway commission pursuant to section one hundred thirty-eight-b of the canal law.  
(b)] The canal corporation, on or before the fifteenth day of September of each year, shall submit to the director of the budget a request for the expenditure of funds available from the New York state canal system development fund pursuant to section ninety-two-u of the state finance law or available from any other non-federal sources appropriated from the state treasury.

[(c) In the event that the request submitted by the canal corporation to the director of the budget differs from the request submitted by the commission to the canal corporation, then the request submitted by the canal corporation to the director of the budget shall specify the differences and shall set forth the reasons for such differences.]

§ 17. Construction. This act, being necessary for the welfare of the state and its inhabitants, shall be liberally construed to effectuate its purposes.

§ 18. This act shall take effect immediately.