S T A T E O F N E W Y O R K

411--A

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. KAVANAGH, JEFFRIES, WRIGHT, LANCMAN, DIAZ, SPANO, CAMARA -- Multi-Sponsored by -- M. of A. GOTTFRIED, KOON, MOLINARO, PHEFFER, TOBACCO -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public officers law and the New York city charter, in relation to allowing certain individuals to become members of community boards in the city of New York

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 3 of the public officers law, as amended by chapter 44 of the laws of 1982, is amended to read as follows:

1. No person shall be capable of holding a civil office who shall not, at the time he OR SHE shall be chosen thereto, have attained the age of eighteen years, except that in the case of youth boards, youth commissions [or], recreation commissions, OR COMMUNITY BOARDS IN THE CITY OF NEW YORK only, members of such boards or commissions may be under the age of eighteen years, but must have attained the age of sixteen years on or before appointment to such youth board, youth commission [or], recreation commission, OR COMMUNITY BOARD IN THE CITY OF NEW YORK, be a citizen of the United States, a resident of the state, and if it be a local office, a resident of the political subdivision or municipal corporation of the state for which he OR SHE shall be chosen, or within which the electors electing him OR HER reside, or within which his OR HER official functions are required to be exercised, or who shall have been or shall be convicted of a violation of the selective draft act of the United States, enacted May eighteenth, nineteen hundred seventeen, or the acts amendatory or supplemental thereto, or of the federal selec-

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

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tive training and service act of nineteen hundred forty or the acts amendatory thereof or supplemental thereto.

S 2. Subdivision a of section 2800 of the New York city charter, as amended by a vote of the people of the city of New York at the general election held in November of 1989, is amended to read as follows:

a. For each community district created pursuant to chapter sixty-nine there shall be a community board which shall consist of (1) not more than fifty persons appointed by the borough president for staggered terms of two years, at least one-half of whom shall be appointed from nominees of the council members elected from council districts which include any part of the community district, and (2) all such council members as non-voting members. The number of members appointed on the nomination of each such council member shall be proportional to the share of the district population represented by such council member. The city planning commission, after each council redistricting pursuant to chapter two-A, and after each community redistricting pursuant to section twenty-seven hundred two, shall determine the proportion of the community district's population represented by each council member. Copies of such determinations shall be filed with the appropriate borough president, community board, and council member. One-half of the members appointed to any community board shall serve for a term of two years beginning on the first day of April in each odd-numbered year in which they take office and one half of the members appointed to any community board shall serve for a term of two years beginning on the first day of April in each even-numbered year in which they take office. Members shall serve until their successors are appointed but no member may serve for more than sixty days after the expiration of his or her original term unless reappointed by the borough president. Not more than twenty-five percent of the appointed members shall be city employees. NO MORE THAN TWO MEMBERS SHALL BE LESS THAN EIGHTEEN YEARS OF AGE. No person shall be appointed to or remain as a member of the board who does not have a residence, business, professional or other significant interest in the district. The borough president shall assure adequate representation from the different geographic sections and neighborhoods within the community district. In making such appointments, the borough president shall consider whether the aggregate of appointments fairly represents all segments of the community. Community boards, civic groups and other community groups and neighborhood associations may submit nominations to the borough president and to council members.

S 3. This act shall take effect on the thirtieth day after it shall have become a law.