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

8406

2009-2010 Regular Sessions

I N A S S E M B L Y

May 19, 2009

Introduced by M. of A. GIANARIS, PHEFFER, CAHILL, KELLNER, HEVESI, COOK, REILLY, GUNTHER, AUBRY, LUPARDO, ALESSI, HOOPER, LANCMAN -- Multi-Sponsored by -- M. of A. BOYLAND, BURLING, CALHOUN, DelMONTE, ERRIGO, GALEF, GIGLIO, GLICK, GOTTFRIED, JAFFEE, KOON, MAGEE, MAISEL, McDONOUGH, McENENY, MOLINARO, NOLAN, SALADINO, SPANO, STIRPE, SWEENEY, TOWNSEND -- read once and referred to the Committee on Economic Development, Job Creation, Commerce and Industry

AN ACT to amend the public service law, in relation to requiring at least one commissioner of the public service commission to have experience in utility consumer advocacy

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

Section 1. Subdivision 1 of section 4 of the public service law, as amended by chapter 155 of the laws of 1970, is amended to read as follows:

1. There shall be in the department of public service a public service commission, which shall possess the powers and duties hereinafter specified, and also all powers necessary or proper to enable it to carry out the purposes of this chapter. The commission shall consist of five members, to be appointed by the governor, by and with the advice and consent of the senate. A commissioner shall be designated as chairman of the commission by the governor to serve in such capacity at the pleasure of the governor or until his term as commissioner expires whichever first occurs. *AT LEAST ONE COMMISSIONER SHALL HAVE EXPERIENCE IN UTILITY CONSUMER ADVOCACY.* No more than three commissioners may be members of the same political party unless, pursuant to action taken under subdivision two, the number of commissioners shall exceed five, and in such event no more than four commissioners may be members of the same political party.

S 2. This act shall take effect on the thirtieth day after it shall have become a law and shall apply to appointments made on or after such date.

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

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