

11493

I N A S S E M B L Y

June 17, 2010

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Koon) --
read once and referred to the Committee on Corporations, Authorities
and Commissions

AN ACT to amend the public authorities law, in relation to the Roches-
ter-Genesee regional transportation authority

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

1 Section 1. Subdivision 1 of section 1299-dd of the public authorities
2 law, as amended by chapter 388 of the laws of 2007, is amended to read
3 as follows:
4 1. (a) There is hereby created the Rochester-Genesee regional trans-
5 portation authority. The authority shall be a body corporate and politic
6 constituting a public benefit corporation. It shall consist of at least
7 one member from each county that elects to join the authority except
8 that the county of Monroe shall have seven members of whom three shall
9 be appointed from the city of Rochester and four at large from the coun-
10 ty of Monroe and shall have [one] ADDITIONAL non-voting [member] MEMBERS
11 as described in paragraph (b) of this subdivision. The members shall be
12 appointed by the governor by and with the advice and consent of the
13 senate. The governor shall make initial appointments to the authority in
14 such number and from lists submitted as follows: three members shall be
15 appointed to the authority from a list of not less than six names, all
16 of whom must be residents of the city of Rochester, submitted to the
17 governor by the council of the city of Rochester; four persons from a
18 list of not less than eight persons, all of whom must be residents of
19 the county of Monroe submitted by the legislature of the county of
20 Monroe. Other counties electing to participate shall each submit to the
21 governor a list of not less than two persons for each one hundred thou-
22 sand or major fraction of the total population, as determined by the
23 last federal decennial or federal county-wide special census. From the
24 counties outside the county of Monroe which shall elect to participate,
25 the governor shall appoint one member for each one hundred thousand or
26 major fraction of the total population, as determined by the last feder-
27 al decennial or federal county-wide special census, with a minimum of

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

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1 one member to represent each county outside the county of Monroe so
2 electing to participate. All members of the authority shall be residents
3 of the area from which they are nominated.

4 (b) There shall also be [one] ADDITIONAL non-voting [member] MEMBERS
5 of the authority, which shall not be considered in determining a quorum.
6 The non-voting [member] MEMBERS shall be recommended to the governor by
7 [the] ANY labor organization [representing the plurality of the] WHICH
8 REPRESENTS employees within the authority and shall be a resident of the
9 Rochester-Genesee regional transportation district as described in
10 section twelve hundred ninety-nine-cc of this title. EACH LABOR ORGAN-
11 IZATION WHICH REPRESENTS EMPLOYEES SHALL BE REPRESENTED. The non-voting
12 [member] MEMBERS shall be appointed for a term of five years, provided,
13 however, that if at any time during the term of appointment [the] A
14 non-voting member ceases to be affiliated with the labor organization
15 [representing the plurality of employees within the authority], then
16 such labor organization may at any time during such term recommend a new
17 member to the governor who shall serve the remainder of the term. If
18 [the] A local bargaining unit decertifies its existing union affiliation
19 and certifies a new union, [the] SUCH union [which represents the
20 plurality of the employees] may recommend a new member to the governor
21 who shall serve the remainder of the term. The chairman of the authori-
22 ty, at his or her discretion, may exclude such non-voting [member]
23 MEMBERS from attending any portion of a meeting of the authority or of
24 any committee held for the purpose of discussing negotiations with labor
25 organizations, pending litigation involving the labor organization, or
26 the investigation, evaluation, or discipline of an employee.

27 S 2. This act shall take effect immediately; provided however, that
28 any new members to the Rochester-Genesee regional transportation author-
29 ity pursuant to this act shall be appointed within 90 days after such
30 effective date.