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

5161

2009-2010 Regular Sessions

I N A S S E M B L Y

February 10, 2009

Introduced by M. of A. CONTE, RAIA, WALKER -- read once and referred to the Committee on Transportation

AN ACT to amend the transportation law, in relation to the selection of ex officio members of the Republic airport commission

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

Section 1. Subdivision 1 of section 402 of the transportation law, as amended by chapter 55 of the laws of 1992, is amended to read as follows:

1. Upon assumption by the department of transportation of jurisdiction over the airport facility and surrounding area located in the county of Suffolk, known as Republic airport, there shall thereupon be created a Republic airport commission. This commission will be an advisory council to the commissioner with respect to administration and management of the Republic airport facilities and its surrounding areas with respect to projects to be undertaken and operations and management of the facilities at such airport. The commission shall be composed of nine members to be appointed by the governor with the advice and consent of the senate and, except for the initial appointment terms, shall serve for a term of four years. By virtue of his or her office, the commissioner of transportation or the commissioner's designee shall be an ex officio member of the commission. THE TOWN SUPERVISORS OF THE TOWNS OF BABYLON, HUNTINGTON AND OYSTER BAY SHALL BE EX OFFICIO MEMBERS OF THE COMMISSION. Four of the members shall be appointed from a list submitted by the temporary president of the senate setting forth the names of six persons who are residents of Nassau or Suffolk county, three persons who are residents of the town of Babylon and three persons who are residents of the Nassau county part of the Farmingdale school district. Two names shall be selected from the first class of residency and one name each shall be selected from the second and third classes of residency. Four of the members shall be appointed from a list submitted by the speaker

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

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of the assembly setting forth the names of six persons who are residents of Nassau or Suffolk county, three persons who are residents of the town of Babylon and three persons who are residents of the Suffolk county part of the Farmingdale school district. Two names shall be selected from the first class of residency and one name each shall be selected from the second and third classes of residency. The ninth member shall be selected by the governor. In any event six members shall be residents of Suffolk county and three members shall be residents of Nassau county. Initial appointments shall be to staggered terms with the nominee of the governor being made to an initial four-year term, with the members nominated by the temporary president of the senate to initial two-year, three-year and four-year terms, respectively, and the members nominated by the speaker of the assembly to initial one-year, two-year and three-year terms, respectively. If any member shall thereafter no longer meet the residency requirement of his OR HER appointment, such position shall be declared vacant. In the event of a vacancy, the vacancy shall be filled in the same manner as the initial appointments except that the term shall be for the unexpired portion of the term of such members. All such members shall be deemed officers of the state in connection with the provisions of section seventeen of the public officers law. The members of the commission shall appoint a [chairman] CHAIR from among their number. Members shall not receive a salary or other compensation, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties.

S 2. This act shall take effect immediately.