

7405

2009-2010 Regular Sessions

I N   A S S E M B L Y

April 6, 2009

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Introduced by M. of A. CUSICK -- read once and referred to the Committee  
on Corporations, Authorities and Commissions

AN ACT to amend the New York city health and hospitals corporation act,  
in relation to the financing of acute care or emergency room facili-  
ties

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

1     Section 1. Section 6 of section 1 of chapter 1016 of the laws of 1969,  
2     constituting the New York city health and hospitals corporation act, is  
3     amended by adding a new subdivision 8 to read as follows:

4     8. THE CORPORATION SHALL SPEND A MINIMUM OF TEN PERCENT OF THE CAPITAL  
5     BUDGET AND TEN PERCENT OF THE OPERATING BUDGET IN EACH BOROUGH.

6     S 2. Subdivision 1 of section 4 of section 1 of chapter 1016 of the  
7     laws of 1969, constituting the New York city health and hospitals corpo-  
8     ration act, is amended to read as follows:

9     1. A corporation, to be known as the "New York city health and hospi-  
10    tals corporation," is hereby created. Such corporation shall be a body  
11    corporate and politic constituting a public benefit corporation. It  
12    shall be administered by a board of directors consisting of sixteen  
13    members, constituted as follows: five directors shall be the administra-  
14    tor, the commissioner appointed by the mayor as chief administrative  
15    officer of the health functions of the administration, the director of  
16    community mental health services of the administration, the administra-  
17    tor of human resources of the city, and the deputy mayor-city adminis-  
18    trator of the city, or their successors, all serving ex-officio; ten  
19    directors shall be appointed by the mayor, five of whom shall be desig-  
20    nated by the city council of the city of New York AND SHALL INCLUDE A  
21    REPRESENTATIVE FROM EACH OF THE FIVE BOROUGHES; and the remaining direc-  
22    tor shall be the chief executive officer of the corporation. Such chief  
23    executive officer shall be chosen by the aforementioned fifteen direc-  
24    tors from persons other than themselves and shall serve at the pleasure

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

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1 of the board. The terms of the ten directors first appointed by the  
2 mayor, other than those serving ex-officio shall be as follows:  
3 Two shall serve for terms of one year each, one of whom shall have  
4 been designated by the city council;  
5 Two shall serve for terms of two years each, one of whom shall have  
6 been designated by the city council;  
7 Two shall serve for terms of three years each, one of whom shall have  
8 been designated by the city council;  
9 Two shall serve for terms of four years each, one of whom shall have  
10 been designated by the city council;  
11 Two shall serve for terms of five years each, one of whom shall have  
12 been designated by the city council;  
13 thereafter their successors shall serve for terms of five years each.  
14 The mayor shall fill any vacancy which may occur by reason of death,  
15 resignation or otherwise in a manner consistent with the original  
16 appointment. Directors may be removed by the mayor for cause, but not  
17 without an opportunity to be heard.  
18 S 3. This act shall take effect immediately.