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

1043

2009-2010 Regular Sessions

I N S E N A T E

January 22, 2009

Introduced by Sens. LAVALLE, MORAHAN, ONORATO, PARKER, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to the membership of the state university trustees

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

Section 1. Subdivision 1 of section 353 of the education law, as amended by chapter 127 of the laws of 2006, is amended to read as follows:

1. The state university shall be governed, and all of its corporate powers exercised, by a board of trustees. Such board shall consist of seventeen members, fifteen of whom shall be appointed by the governor with the advice and consent of the senate, one of whom shall be the president of the student assembly of the state university, ex-officio and voting, and one of whom shall be the president of the university faculty senate, ex-officio and non-voting. Such ex-officio members shall be subject to every provision of any general, special, or local law, ordinance, charter, code, rule, or regulation applying to the voting members of such board with respect to the discharge of their duties, including, but not limited to, those provisions setting forth codes of ethics, disclosure requirements, and prohibiting business and professional activities. FOUR OF THE MEMBERS APPOINTED BY THE GOVERNOR SHALL BE ALUMNI OF AN EDUCATIONAL UNIT IN THE STATE UNIVERSITY; PROVIDED THAT FOR THE PURPOSES OF THIS SUBDIVISION A FORMER COUNCIL MEMBER OR TRUSTEE OF A STATE-OPERATED INSTITUTION, A FORMER TRUSTEE OF A COMMUNITY COLLEGE OF THE STATE UNIVERSITY, A FORMER CHANCELLOR OR VICE CHANCELLOR, A FORMER ADMINISTRATOR SERVING AT THE PRESIDENTIAL OR VICE PRESIDENTIAL OR EQUIVALENT LEVEL, OR A FORMER MEMBER OF THE FACULTY OF AN EDUCATIONAL UNIT IN THE STATE UNIVERSITY WHO HAS BEEN TENURED OR WHO SERVED AS A PROFESSOR OR AN ASSOCIATE PROFESSOR OR THE EQUIVALENT FOR AT LEAST FOUR

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

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YEARS MAY BE CONSIDERED AN ALUMNUS. One member of the board shall be designated by the governor as chairperson and one as vice-chairperson. [Of the members first appointed, two shall be appointed for a term which shall expire on June thirtieth, nineteen hundred fifty-two; one for a term which shall expire on June thirtieth, nineteen hundred fifty-three; two for a term which shall expire on June thirtieth, nineteen hundred fifty-four; one for a term which shall expire on June thirtieth, nineteen hundred fifty-five; two for a term which shall expire on June thirtieth, nineteen hundred fifty-six; one for a term which shall expire on June thirtieth, nineteen hundred fifty-seven; two for a term which shall expire on June thirtieth, nineteen hundred fifty-eight; one for a term which shall expire on June thirtieth, nineteen hundred fifty-nine; two for a term which shall expire on June thirtieth, nineteen hundred sixty; and one for a term which shall expire on June thirtieth, nineteen hundred sixty-one.] Vacancies shall be filled for the unexpired term in the same manner as original appointments. The term of office of each trustee appointed on or after April first, nineteen hundred eighty-six shall be seven years, except those of the student member and the faculty member. Trustees shall receive no compensation for their services but shall be reimbursed for their expenses actually and necessarily incurred by them in the performance of their duties under this article.

S 2. This act shall take effect immediately; provided that no member serving on the board of trustees of the state university on the effective date of this act shall be deemed ineligible for appointment to a new term, and provided further that membership on the board no later than June 30, 2011 shall reflect the criteria established by this act.