

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:

1 Section 1. Subdivision 1 of section 353 of the education law, as
2 amended by chapter 127 of the laws of 2006, is amended to read as
3 follows:
4 1. The state university shall be governed, and all of its corporate
5 powers exercised, by a board of trustees. Such board shall consist of
6 seventeen members, fifteen of whom shall be appointed by the governor
7 with the advice and consent of the senate, one of whom shall be the
8 president of the student assembly of the state university, ex-officio
9 and voting, and one of whom shall be the president of the university
10 faculty senate, ex-officio and non-voting. Such ex-officio members shall
11 be subject to every provision of any general, special, or local law,
12 ordinance, charter, code, rule, or regulation applying to the voting
13 members of such board with respect to the discharge of their duties,
14 including, but not limited to, those provisions setting forth codes of
15 ethics, disclosure requirements, and prohibiting business and profes-
16 sional activities. *FOUR OF THE MEMBERS APPOINTED BY THE GOVERNOR SHALL*
17 *BE ALUMNI OF AN EDUCATIONAL UNIT IN THE STATE UNIVERSITY; PROVIDED THAT*
18 *FOR THE PURPOSES OF THIS SUBDIVISION A FORMER COUNCIL MEMBER OR TRUSTEE*
19 *OF A STATE-OPERATED INSTITUTION, A FORMER TRUSTEE OF A COMMUNITY COLLEGE*
20 *OF THE STATE UNIVERSITY, A FORMER CHANCELLOR OR VICE CHANCELLOR, A*
21 *FORMER ADMINISTRATOR SERVING AT THE PRESIDENTIAL OR VICE PRESIDENTIAL OR*
22 *EQUIVALENT LEVEL, OR A FORMER MEMBER OF THE FACULTY OF AN EDUCATIONAL*
23 *UNIT IN THE STATE UNIVERSITY WHO HAS BEEN TENURED OR WHO SERVED AS A*
24 *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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1 YEARS MAY BE CONSIDERED AN ALUMNUS. One member of the board shall be
2 designated by the governor as chairperson and one as vice-chairperson.
3 [Of the members first appointed, two shall be appointed for a term which
4 shall expire on June thirtieth, nineteen hundred fifty-two; one for a
5 term which shall expire on June thirtieth, nineteen hundred fifty-three;
6 two for a term which shall expire on June thirtieth, nineteen hundred
7 fifty-four; one for a term which shall expire on June thirtieth, nine-
8 teen hundred fifty-five; two for a term which shall expire on June thir-
9 tieth, nineteen hundred fifty-six; one for a term which shall expire on
10 June thirtieth, nineteen hundred fifty-seven; two for a term which shall
11 expire on June thirtieth, nineteen hundred fifty-eight; one for a term
12 which shall expire on June thirtieth, nineteen hundred fifty-nine; two
13 for a term which shall expire on June thirtieth, nineteen hundred sixty;
14 and one for a term which shall expire on June thirtieth, nineteen
15 hundred sixty-one.] Vacancies shall be filled for the unexpired term in
16 the same manner as original appointments. The term of office of each
17 trustee appointed on or after April first, nineteen hundred eighty-six
18 shall be seven years, except those of the student member and the faculty
19 member. Trustees shall receive no compensation for their services but
20 shall be reimbursed for their expenses actually and necessarily incurred
21 by them in the performance of their duties under this article.

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