

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

1150--A

2009-2010 Regular Sessions

I N S E N A T E

January 26, 2009

Introduced by Sens. LARKIN, BONACIC, LEIBELL, MORAHAN, SALAND -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to granting each of the representatives of the counties of Dutchess, Putnam, Orange and Rockland on the metropolitan transportation authority a vote

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

1 Section 1. Subparagraph 1 of paragraph (a) of subdivision 1 of section
2 1263 of the public authorities law, as amended by section 3 of part H of
3 chapter 25 of the laws of 2009, is amended to read as follows:
4 (1) There is hereby created the "metropolitan transportation authori-
5 ty." The authority shall be a body corporate and politic constituting a
6 public benefit corporation. The authority shall consist of a chairman,
7 sixteen other voting members, and two non-voting and four alternate
8 non-voting members, as described in subparagraph two of this paragraph
9 appointed by the governor by and with the advice and consent of the
10 senate. Any member appointed to a term commencing on or after June thir-
11 tieth, two thousand nine shall have experience in one or more of the
12 following areas: transportation, public administration, business manage-
13 ment, finance, accounting, law, engineering, land use, urban and
14 regional planning, management of large capital projects, labor
15 relations, or have experience in some other area of activity central to
16 the mission of the authority. Four of the sixteen voting members other
17 than the chairman shall be appointed on the written recommendation of
18 the mayor of the city of New York; and each of seven other voting
19 members other than the chairman shall be appointed after selection from
20 a written list of three recommendations from the chief executive officer

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

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1 of the county in which the particular member is required to reside
2 pursuant to the provisions of this subdivision. Of the members appointed
3 on recommendation of the chief executive officer of a county, one such
4 member shall be, at the time of appointment, a resident of the county of
5 Nassau, one a resident of the county of Suffolk, one a resident of the
6 county of Westchester, one a resident of the county of Dutchess, one a
7 resident of the county of Orange, one a resident of the county of Putnam
8 and one a resident of the county of Rockland, provided that the term of
9 any member who is a resident of a county that has withdrawn from the
10 metropolitan commuter transportation district pursuant to section twelve
11 hundred seventy-nine-b of this article shall terminate upon the effec-
12 tive date of such county's withdrawal from such district. Of the five
13 voting members, other than the chairman, appointed by the governor with-
14 out recommendation from any other person, three shall be, at the time of
15 appointment, residents of the city of New York and two shall be, at the
16 time of appointment, residents of such city or of any of the aforemen-
17 tioned counties in the metropolitan commuter transportation district.
18 The chairman and each of the members shall be appointed for a term of
19 six years, provided however, that the chairman first appointed shall
20 serve for a term ending June thirtieth, nineteen hundred eighty-one,
21 provided that thirty days after the effective date of the chapter of the
22 laws of two thousand nine which amended this subparagraph, the term of
23 the chairman shall expire; provided, further, that such chairman may
24 continue to discharge the duties of his or her office until the position
25 of chairman is filled by appointment by the governor upon the advice and
26 consent of the senate and the term of such new chairman shall terminate
27 June thirtieth, two thousand fifteen. The sixteen other members first
28 appointed shall serve for the following terms: The members from the
29 counties of Nassau and Westchester shall each serve for a term ending
30 June thirtieth, nineteen hundred eighty-five; the members from the coun-
31 ty of Suffolk and from the counties of Dutchess, Orange, Putnam and
32 Rockland shall each serve for a term ending June thirtieth, nineteen
33 hundred ninety-two; two of the members appointed on recommendation of
34 the mayor of the city of New York shall each serve for a term ending
35 June thirtieth, nineteen hundred eighty-four and, two shall each serve
36 for a term ending June thirtieth, nineteen hundred eighty-one; two of
37 the members appointed by the governor without the recommendation of any
38 other person shall each serve for a term ending June thirtieth, nineteen
39 hundred eighty-two, two shall each serve for a term ending June thirti-
40 eth, nineteen hundred eighty and one shall serve for a term ending June
41 thirtieth, nineteen hundred eighty-five. The two non-voting and four
42 alternate non-voting members shall serve until January first, two thou-
43 sand one. [The members from the counties of Dutchess, Orange, Putnam and
44 Rockland shall cast one collective vote.]

45 S 2. Paragraph (a) of subdivision 1 of section 1263 of the public
46 authorities law, as amended by section 4 of part H of chapter 25 of the
47 laws of 2009, is amended to read as follows:

48 (a) There is hereby created the "metropolitan transportation authori-
49 ty." The authority shall be a body corporate and politic constituting a
50 public benefit corporation. The authority shall consist of a chairman
51 and sixteen other members appointed by the governor by and with the
52 advice and consent of the senate. Any member appointed to a term
53 commencing on or after June thirtieth, two thousand nine shall have
54 experience in one or more of the following areas of expertise: trans-
55 portation, public administration, business management, finance, account-
56 ing, law, engineering, land use, urban and regional planning, management

1 of large capital projects, labor relations, or have experience in some
2 other area of activity central to the mission of the authority. Four of
3 the sixteen members other than the chairman shall be appointed on the
4 written recommendation of the mayor of the city of New York; and each of
5 seven other members other than the chairman shall be appointed after
6 selection from a written list of three recommendations from the chief
7 executive officer of the county in which the particular member is
8 required to reside pursuant to the provisions of this subdivision. Of
9 the members appointed on recommendation of the chief executive officer
10 of a county, one such member shall be, at the time of appointment, a
11 resident of the county of Nassau; one a resident of the county of
12 Suffolk; one a resident of the county of Westchester; [and] one a resi-
13 dent of the county of Dutchess[,]; one a resident of the county of
14 Orange[,]; one a resident of the county of Putnam; and one a resident of
15 the county of Rockland, provided that the term of any member who is a
16 resident of a county that has withdrawn from the metropolitan commuter
17 transportation district pursuant to section twelve hundred
18 seventy-nine-b of this article shall terminate upon the effective date
19 of such county's withdrawal from such district. Of the five members,
20 other than the chairman, appointed by the governor without recommenda-
21 tion from any other person, three shall be, at the time of appointment,
22 residents of the city of New York and two shall be, at the time of
23 appointment, residents of such city or of any of the aforementioned
24 counties in the metropolitan commuter transportation district. The
25 chairman and each of the members shall be appointed for a term of six
26 years, provided however, that the chairman first appointed shall serve
27 for a term ending June thirtieth, nineteen hundred eighty-one, provided
28 that thirty days after the effective date of the chapter of the laws of
29 two thousand nine which amended this paragraph, the term of the chairman
30 shall expire; provided, further, that such chairman may continue to
31 discharge the duties of his office until the position of chairman is
32 filled by appointment by the governor upon the advice and consent of the
33 senate and the term of such new chairman shall terminate June thirtieth,
34 two thousand fifteen. The sixteen other members first appointed shall
35 serve for the following terms: The members from the counties of Nassau
36 and Westchester shall each serve for a term ending June thirtieth, nine-
37 teen hundred eighty-five; the members from the county of Suffolk and
38 from the counties of Dutchess, Orange, Putnam and Rockland shall each
39 serve for a term ending June thirtieth, nineteen hundred ninety-two; two
40 of the members appointed on recommendation of the mayor of the city of
41 New York shall each serve for a term ending June thirtieth, nineteen
42 hundred eighty-four and, two shall each serve for a term ending June
43 thirtieth, nineteen hundred eighty-one; two of the members appointed by
44 the governor without the recommendation of any other person shall each
45 serve for a term ending June thirtieth, nineteen hundred eighty-two, two
46 shall each serve for a term ending June thirtieth, nineteen hundred
47 eighty and one shall serve for a term ending June thirtieth, nineteen
48 hundred eighty-five. [The members from the counties of Dutchess, Orange,
49 Putnam and Rockland shall cast one collective vote.]

50 S 3. This act shall take effect immediately, provided that the amend-
51 ments to subparagraph 1 of paragraph (a) of subdivision 1 of section
52 1263 of the public authorities law made by section one of this act shall
53 be subject to the expiration and reversion of such paragraph pursuant to
54 section 3 of chapter 549 of the laws of 1994, as amended, when upon such
55 date the provisions of section two of this act shall take effect.