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

3009

2009-2010 Regular Sessions

I N S E N A T E

March 9, 2009

Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the public authorities law, in relation to prohibiting fringe benefit for members of the metropolitan transportation authority

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

Section 1. Legislative findings. The legislature, in an effort to cure a misinterpretation of existing law by members of the metropolitan transportation authority, enacts this legislation to curb the practice of allowing free access for current and former metropolitan transportation authority board members to the New York state thruway via the E-Z pass or other tolling system, constituting compensation under the existing law. The legislature finds that such a practice, particularly at a time when rising operating costs threaten toll increases for consumers of the transportation system, constitutes an illegal fringe benefit contrary to the ideals of public service, and in violation of the existing prohibition against board member compensation.

S 2. Subdivision 2 of section 1263 of the public authorities law, as amended by chapter 55 of the laws of 1992, is amended to read as follows:

2. The chairman and the first vice chairman shall be paid a salary in the amount determined by the authority; BUT SHALL NOT RECEIVE ANY FRINGE BENEFIT CONSTITUTING VALUE INCLUDING, BUT NOT LIMITED TO, FREE OR REDUCED ACCESS TO OR PASSAGE ON ANY BRIDGE, TUNNEL, ROADWAY OR WATERWAY OPERATED BY THE STATE OF NEW YORK OR AGENCY OR AUTHORITY THEREOF, OR THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY; the other members shall not, IN CONSIDERATION FOR THEIR SERVICE, receive a salary, FRINGE BENEFIT CONSTITUTING VALUE, or other compensation INCLUDING, BUT NOT LIMITED TO, FREE OR REDUCED ACCESS TO OR PASSAGE ON ANY BRIDGE, TUNNEL, ROADWAY OR WATERWAY OPERATED BY THE STATE OF NEW YORK OR AGENCY OR AUTHORITY THERE-

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

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OF, OR THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY. Each member, including the chairman and the first vice chairman, shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of his or her official duties.

S 3. This act shall take effect immediately.