

2009-2010 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 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 increasing the number of members of the metropolitan transportation authority

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 chapter 549 of the  
3 laws of 1994, 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] EIGHTEEN other voting members, and two non-voting and four  
8 alternate non-voting members, as described in subparagraph two of this  
9 paragraph appointed by the governor by and with the advice and consent  
10 of the senate. [Four] FIVE of the [sixteen] EIGHTEEN voting members  
11 other than the chairman shall be appointed on the written recommendation  
12 of the mayor of the city of New York, PROVIDED THAT THE MAYOR SHALL  
13 RECOMMEND ONE MEMBER FROM EACH OF THE FIVE BOROUGHES OF THE CITY OF NEW  
14 YORK; and each of seven other voting members other than the chairman  
15 shall be appointed after selection from a written list of three recom-  
16 mendations from the chief executive officer of the county in which the  
17 particular member is required to reside pursuant to the provisions of  
18 this subdivision. Of the members appointed on recommendation of the  
19 chief executive officer of a county, one such member shall be, at the  
20 time of appointment, a resident of the county of Nassau; one a resident  
21 of the county of Suffolk; one a resident of the county of Westchester;  
22 and one a resident of the county of Dutchess, one a resident of the  
23 county of Orange, one a resident of the county of Putnam and one a resi-  
24 dent of the county of Rockland, provided that the term of any member who

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

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1 is a resident of a county that has withdrawn from the metropolitan  
2 commuter transportation district pursuant to section twelve hundred  
3 seventy-nine-b of this article shall terminate upon the effective date  
4 of such county's withdrawal from such district. Of the [five] SIX voting  
5 members, other than the chairman, appointed by the governor without  
6 recommendation from any other person, three shall be, at the time of  
7 appointment, residents of the city of New York and [two] THREE shall be,  
8 at the time of appointment, residents of such city or of any of the  
9 aforementioned counties in the metropolitan commuter transportation  
10 district. The chairman and each of the members shall be appointed for a  
11 term of six years, provided however, that the chairman first appointed  
12 shall serve for a term ending June thirtieth, nineteen hundred eighty-  
13 one, and the sixteen other members first appointed shall serve for the  
14 following terms: The members from the counties of Nassau and Westchester  
15 shall each serve for a term ending June thirtieth, nineteen hundred  
16 eighty-five; the members from the county of Suffolk and from the coun-  
17 ties of Dutchess, Orange, Putnam and Rockland shall each serve for a  
18 term ending June thirtieth, nineteen hundred ninety-two; two of the  
19 members appointed on recommendation of the mayor of the city of New York  
20 shall each serve for a term ending June thirtieth, nineteen hundred  
21 eighty-four and, two shall each serve for a term ending June thirtieth,  
22 nineteen hundred eighty-one; two of the members appointed by the gover-  
23 nor without the recommendation of any other person shall each serve for  
24 a term ending June thirtieth, nineteen hundred eighty-two, two shall  
25 each serve for a term ending June thirtieth, nineteen hundred eighty and  
26 one shall serve for a term ending June thirtieth, nineteen hundred  
27 eighty-five. The two non-voting and four alternate non-voting members  
28 shall serve until January first, two thousand one. The members from the  
29 counties of Dutchess, Orange, Putnam and Rockland shall cast one collec-  
30 tive vote.

31 S 2. Paragraph (a) of subdivision 1 of section 1263 of the public  
32 authorities law, as amended by chapter 929 of the laws of 1986, is  
33 amended to read as follows:

34 (a) There is hereby created the "metropolitan transportation authori-  
35 ty." The authority shall be a body corporate and politic constituting a  
36 public benefit corporation. The authority shall consist of a chairman  
37 and [sixteen] EIGHTEEN other members appointed by the governor by and  
38 with the advice and consent of the senate. [Four] FIVE of the [sixteen]  
39 EIGHTEEN members other than the chairman shall be appointed on the writ-  
40 ten recommendation of the mayor of the city of New York, PROVIDED THAT  
41 THE MAYOR SHALL RECOMMEND ONE MEMBER FROM EACH OF THE FIVE BOROUGHES OF  
42 THE CITY NEW YORK; and each of seven other members other than the chair-  
43 man shall be appointed after selection from a written list of three  
44 recommendations from the chief executive officer of the county in which  
45 the particular member is required to reside pursuant to the provisions  
46 of this subdivision. Of the members appointed on recommendation of the  
47 chief executive officer of a county, one such member shall be, at the  
48 time of appointment, a resident of the county of Nassau; one a resident  
49 of the county of Suffolk; one a resident of the county of Westchester;  
50 and one a resident of the county of Dutchess, one a resident of the  
51 county of Orange, one a resident of the county of Putnam and one a resi-  
52 dent of the county of Rockland, provided that the term of any member who  
53 is a resident of a county that has withdrawn from the metropolitan  
54 commuter transportation district pursuant to section twelve hundred  
55 seventy-nine-b of this article shall terminate upon the effective date  
56 of such county's withdrawal from such district. Of the [five] SIX

1 members, other than the chairman, appointed by the governor without  
2 recommendation from any other person, three shall be, at the time of  
3 appointment, residents of the city of New York and [two] THREE shall be,  
4 at the time of appointment, residents of such city or of any of the  
5 aforementioned counties in the metropolitan commuter transportation  
6 district. The chairman and each of the members shall be appointed for a  
7 term of six years, provided however, that the chairman first appointed  
8 shall serve for a term ending June thirtieth, nineteen hundred eighty-  
9 one, and the sixteen other members first appointed shall serve for the  
10 following terms: The members from the counties of Nassau and Westchester  
11 shall each serve for a term ending June thirtieth, nineteen hundred  
12 eighty-five; the members from the county of Suffolk and from the coun-  
13 ties of Dutchess, Orange, Putnam and Rockland shall each serve for a  
14 term ending June thirtieth, nineteen hundred ninety-two; two of the  
15 members appointed on recommendation of the mayor of the city of New York  
16 shall each serve for a term ending June thirtieth, nineteen hundred  
17 eighty-four and, two shall each serve for a term ending June thirtieth,  
18 nineteen hundred eighty-one; two of the members appointed by the gover-  
19 nor without the recommendation of any other person shall each serve for  
20 a term ending June thirtieth, nineteen hundred eighty-two, two shall  
21 each serve for a term ending June thirtieth, nineteen hundred eighty and  
22 one shall serve for a term ending June thirtieth, nineteen hundred  
23 eighty-five. The members from the counties of Dutchess, Orange, Putnam  
24 and Rockland shall cast one collective vote.

25 S 3. This act shall take effect immediately, provided that the amend-  
26 ments to paragraph (a) of subdivision 1 of section 1263 of the public  
27 authorities law made by section one of this act shall be subject to the  
28 expiration and reversion of such paragraph pursuant to section 3 of  
29 chapter 549 of the laws of 1994, as amended, when upon such date the  
30 provisions of section two of this act shall take effect.