

STATE OF NEW YORK

9616

IN ASSEMBLY

January 26, 2018

Introduced by M. of A. DINOWITZ -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to the minimum requirements for a quorum

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 11 of the public service law, as amended by chapter
2 371 of the laws of 1977, is amended to read as follows:
3 § 11. Quorum; powers of a commissioner. A majority of the [~~duly~~
4 ~~appointed commissioners~~] total number of members of the commission, as
5 such membership is required pursuant to section four of this article
6 shall constitute a quorum and not less than a majority of such [~~commis-~~
7 ~~sioners~~] total number of members concurring may transact any business,
8 perform any duty or exercise any power of the commission. The commis-
9 sion may hold meetings of the commission at any time or place within the
10 state. Any investigation, inquiry or hearing which the commission has
11 power to undertake or to hold may be undertaken or held by or before any
12 commissioner or before any specially authorized officer or employee of
13 the commission, provided that at least one commissioner shall hold at
14 least one public hearing without delegation of authority to any special-
15 ly authorized hearing officer or employee when such hearings are
16 mandated by applications for rate increases. All investigations,
17 inquiries, hearings and decisions of a commissioner or specially author-
18 ized officer or employee shall be and be deemed to be the investi-
19 gations, inquiries, hearings and decisions of the commission and every
20 order made by a commissioner, when approved and confirmed by the commis-
21 sion and ordered filed in its office, shall be and be deemed to be the
22 order of the commission.
23 § 2. This act shall take effect on the one hundred eightieth day after
24 it shall have become a law.

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

LBD10314-04-8