

# STATE OF NEW YORK

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3044

2017-2018 Regular Sessions

## IN SENATE

January 19, 2017

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Introduced by Sen. ORTT -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public authorities law, in relation to the trustees of the power authority of New York state

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

1 Section 1. Section 1003 of the public authorities law, as amended by  
2 chapter 766 of the laws of 2005, is amended to read as follows:

3 § 1003. Trustees. 1. (a) The authority shall consist of seven trust-  
4 tees, five of whom shall serve respectively for terms of one, two,  
5 three, four and five years, to be appointed by the governor, by and with  
6 the advice and consent of the senate. The sixth and seventh trustees  
7 shall be appointed by the governor, by and with the advice and consent  
8 of the senate, and shall serve initial terms of one and two years  
9 respectively. Each trustee shall hold office until a successor has been  
10 appointed and qualified. At the expiration of the term of each trustee  
11 and of each succeeding trustee the governor shall, by and with the  
12 advice and consent of the senate, appoint a successor, who shall hold  
13 office for a term of five years, or until a successor has been appointed  
14 and qualified. In the event of a vacancy occurring in the office of the  
15 trustee by death, resignation or otherwise, the governor shall, by and  
16 with the advice and consent of the senate, appoint a successor, who  
17 shall hold office for the unexpired term. Four trustees shall constitute  
18 a quorum for the purpose of organizing the authority and conducting the  
19 business thereof.

20 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
21 sion, the first vacancy in an office of trustee occurring after the  
22 effective date of this paragraph shall be filled by a resident of  
23 Niagara county and thereafter at least one office of trustee shall be  
24 held by a resident of Niagara county.

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

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1     2. The trustee chosen as [~~chairman~~] chairperson as provided in section  
2 one thousand four of this title, shall receive an annual salary which  
3 shall be set by the trustees of the authority, and which shall not  
4 exceed the salary prescribed for the positions listed in paragraph (f)  
5 of subdivision one of section one hundred sixty-nine of the executive  
6 law. Each other trustee shall not receive a salary or other compen-  
7 sation. Each trustee shall receive his or her reasonable expenses in the  
8 performance of his or her duties hereunder. The trustee chosen as  
9 [~~chairman~~] chairperson may elect to become a member of the New York  
10 state and local employees' retirement system on the basis of such  
11 compensation to which he or she shall be entitled as herein provided  
12 notwithstanding the provisions of any general, special or local law,  
13 municipal charter, or ordinance.  
14     § 2. This act shall take effect immediately.