STATE OF NEW YORK

5442--A

2017-2018 Regular Sessions

IN SENATE

March 29, 2017

Introduced by Sen. RANZENHOFER -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

Section 1. Section 11 of the public service law, as amended by chapter 371 of the laws of 1977, is amended to read as follows:

§ 11. Quorum; powers of a commissioner. A majority of the [~~duly appointed commissioners~~] **total number of members of the commission, as such membership is required pursuant to section four of this article** shall constitute a quorum and not less than a majority of such [~~commissioners~~] **total number of members** concurring may transact any business, perform any duty or exercise any power of the commission. The commission may hold meetings of the commission at any time or place within the state. Any investigation, inquiry or hearing which the commission has power to undertake or to hold may be undertaken or held by or before any commissioner or before any specially authorized officer or employee of the commission, provided that at least one commissioner shall hold at least one public hearing without delegation of authority to any specially authorized hearing officer or employee when such hearings are mandated by applications for rate increases. All investigations, inquiries, hearings and decisions of a commissioner or specially authorized officer or employee shall be and be deemed to be the investigations, inquiries, hearings and decisions of the commission and every order made by a commissioner, when approved and confirmed by the commission and ordered filed in its office, shall be and be deemed to be the order of the commission.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

LBD10314-03-7