

STATE OF NEW YORK

4129--A

2019-2020 Regular Sessions

IN ASSEMBLY

February 1, 2019

Introduced by M. of A. CYMBROWITZ -- read once and referred to the Committee on Housing -- recommitted to the Committee on Housing in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the private housing finance law, in relation to the membership of the New York state housing finance agency, the housing trust fund corporation and the affordable housing corporation

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

Section 1. Subdivision 1 of section 43 of the private housing finance law, as added by chapter 528 of the laws of 1969, is amended to read as follows:

1. There is hereby created the "New York state housing finance agency". The agency shall be a corporate governmental agency constituting a public benefit corporation. Its membership shall consist of the commissioner of housing and community renewal, the director of the budget, the commissioner of taxation and finance ~~[and]~~, one member appointed by the temporary president of the senate, and one member appointed by the speaker of the assembly. In addition, there shall be four members to be appointed by the governor with the advice and consent of the senate. The members first appointed by the governor shall serve for terms ending three, four, five and six years respectively from January first next succeeding the date of their appointment. Their successors shall serve for terms of six years each. Members shall continue in office until their successors have been appointed and qualified. The members appointed by the temporary president of the senate and the speaker of the assembly shall serve at the pleasure of the temporary president of the senate and the speaker of the assembly respectively. In the event of a vacancy occurring in the office of any member by death, resignation or otherwise, ~~[the governor shall appoint a successor with the advice and~~

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

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1 ~~consent of the senate to serve for the balance of the unexpired term]~~
2 such vacancy shall be filled, for the unexpired term, if applicable, in
3 the same manner as the original appointment. The provisions of section
4 thirty-nine of the public officers law shall apply to such members.

5 § 2. Subdivision 3 of section 45-a of the private housing finance law,
6 as added by chapter 67 of the laws of 1985, is amended to read as
7 follows:

8 3. The membership of such subsidiary corporation shall [~~consist of the~~
9 ~~commissioner of housing and community renewal, who shall also serve as~~
10 ~~its chairperson, the chairman of the agency and one additional member to~~
11 ~~be appointed by the chairperson of the housing trust fund corporation~~
12 ~~who shall serve at the pleasure of such chairperson. The powers of the~~
13 ~~corporation shall be vested in and excercised by no less than two of the~~
14 ~~members thereof then in office. The corporation may delegate to one or~~
15 ~~more of its members, or its officers, agents and employees, such duties~~
16 ~~and powers as it may deem proper]~~ be the same as identified pursuant to
17 subdivision one of section forty-three of this article.

18 § 3. Subdivision 3 of section 45-b of the private housing finance law,
19 as added by chapter 67 of the laws of 1985, is amended to read as
20 follows:

21 3. The membership of such subsidiary corporation shall [~~consist of the~~
22 ~~members of the agency, as may be constituted from time to time. The~~
23 ~~chairperson of the agency shall serve as chairperson of the corporation.~~
24 ~~The powers of the corporation shall be vested in and excercised by no~~
25 ~~less than four of the members thereof then in office. The corporation~~
26 ~~may delegate to one or more of its members, or its officers, agents and~~
27 ~~employees, such duties and powers as it may deem proper]~~ be the same as
28 identified pursuant to subdivision one of section forty-three of this
29 article.

30 § 4. This act shall take effect on the first of January next succeed-
31 ing the date on which it shall have become a law.