

# STATE OF NEW YORK

4162

2019-2020 Regular Sessions

## IN ASSEMBLY

February 1, 2019

Introduced by M. of A. KOLB, MONTESANO, FRIEND, BRABENEC, SMITH --  
Multi-Sponsored by -- M. of A. BARCLAY, CROUCH, DiPIETRO, FINCH,  
FITZPATRICK, GOODELL, HAWLEY, RAIA, THIELE -- read once and referred  
to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the powers,  
functions and duties of the New York state public authorities control  
board

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

1 Section 1. Subdivision 2 of section 50 of the public authorities law,  
2 as amended by chapter 838 of the laws of 1983, is amended to read as  
3 follows:

4 2. The membership of the board shall consist of five persons appointed  
5 by the governor, of which one shall be upon the recommendation of the  
6 temporary president of the senate, one upon the recommendation of the  
7 speaker of the assembly, one upon the recommendation of the minority  
8 leader of the senate and one upon the recommendation of the minority  
9 leader of the assembly. [~~The members appointed by the governor upon the  
10 recommendation of the minority leader of the senate and the minority  
11 leader of the assembly shall be non-voting members whose comments shall  
12 be entered upon any official record of board proceedings in the same  
13 manner as voting members' comments, unless objection is raised by any of  
14 the voting members in which case, notwithstanding any provision of law  
15 to the contrary, such comments by non-voting members shall not be so  
16 entered.~~] The term of the members first appointed shall continue until  
17 January thirty-first, nineteen hundred seventy-seven, except that the  
18 term of the members first appointed upon the recommendations of the  
19 minority leader of the senate and the minority leader of the assembly  
20 shall continue until January thirty-first, nineteen hundred eighty-four,  
21 and thereafter their successors shall serve for a term of one year  
22 ending on January thirty-first in each year. Upon recommendation of the

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

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1 nominating party, the governor may replace any member in accordance with  
2 the provision contained [~~herein~~] in this subdivision for the appointment  
3 of members. The governor shall designate one of the members to serve as  
4 chairman. The board shall act by [~~unanimous~~] a four-fifths vote of the  
5 [~~voting~~] members of the board. Any determination of the board shall be  
6 evidenced by a certification thereof executed by all the [~~voting~~]  
7 members. Each member of the board shall be entitled to designate a  
8 representative to attend meetings of the board in his or her place, and  
9 to vote or otherwise act on his or her behalf in his or her absence.  
10 Notice of such designation shall be furnished in writing to the board by  
11 the designating member. A representative shall serve at the pleasure of  
12 the designating member during the member's term of office. A represen-  
13 tative shall not be authorized to delegate any of his or her duties or  
14 functions to any other person.  
15 § 2. This act shall take effect immediately.