

STATE OF NEW YORK

7469

2019-2020 Regular Sessions

IN ASSEMBLY

May 6, 2019

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

AN ACT to amend the public authorities law, in relation to the membership of the metropolitan transportation authority

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

1 Section 1. Subparagraph 1 of paragraph (a) of subdivision 1 of section
2 1263 of the public authorities law, as amended by section 3 of part H of
3 chapter 25 of the laws of 2009, is amended to read as follows:

4 (1) There is hereby created the "metropolitan transportation authori-
5 ty." The authority shall be a body corporate and politic constituting a
6 public benefit corporation. The authority shall consist of a chairman,
7 [~~sixteen~~] seventeen other voting members, and two non-voting and four
8 alternate non-voting members, as described in subparagraph two of this
9 paragraph appointed by the governor by and with the advice and consent
10 of the senate. Any member appointed to a term commencing on or after
11 June thirtieth, two thousand nine shall have experience in one or more
12 of the following areas: transportation, public administration, business
13 management, finance, accounting, law, engineering, land use, urban and
14 regional planning, management of large capital projects, labor
15 relations, or have experience in some other area of activity central to
16 the mission of the authority. [~~Four~~] Five of the [~~sixteen~~] seventeen
17 voting members, one member from each of New York city's five boroughs,
18 as defined in section 2-202 of the administrative code of the city of
19 New York, other than the chairman shall be appointed on the written
20 recommendation of the mayor of the city of New York; and each of seven
21 other voting members other than the chairman shall be appointed after
22 selection from a written list of three recommendations from the chief
23 executive officer of the county in which the particular member is
24 required to reside pursuant to the provisions of this subdivision. Of
25 the members appointed on recommendation of the chief executive officer

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

LBD11316-01-9

1 of a county, one such member shall be, at the time of appointment, a
2 resident of the county of Nassau, one a resident of the county of
3 Suffolk, one a resident of the county of Westchester, one a resident of
4 the county of Dutchess, one a resident of the county of Orange, one a
5 resident of the county of Putnam and one a resident of the county of
6 Rockland, provided that the term of any member who is a resident of a
7 county that has withdrawn from the metropolitan commuter transportation
8 district pursuant to section twelve hundred seventy-nine-b of this arti-
9 cle shall terminate upon the effective date of such county's withdrawal
10 from such district. Of the five voting members, other than the chairman,
11 appointed by the governor without recommendation from any other person,
12 three shall be, at the time of appointment, residents of the city of New
13 York and two shall be, at the time of appointment, residents of such
14 city or of any of the aforementioned counties in the metropolitan commu-
15 ter transportation district. The chairman and each of the members shall
16 be appointed for a term of six years, provided however, that the chair-
17 man first appointed shall serve for a term ending June thirtieth, nine-
18 teen hundred eighty-one, provided that thirty days after the effective
19 date of the chapter of the laws of two thousand nine which amended this
20 subparagraph, the term of the chairman shall expire; provided, further,
21 that such chairman may continue to discharge the duties of his or her
22 office until the position of chairman is filled by appointment by the
23 governor upon the advice and consent of the senate and the term of such
24 new chairman shall terminate June thirtieth, two thousand fifteen. The
25 sixteen other members first appointed shall serve for the following
26 terms: The members from the counties of Nassau and Westchester shall
27 each serve for a term ending June thirtieth, nineteen hundred eighty-
28 five; the members from the county of Suffolk and from the counties of
29 Dutchess, Orange, Putnam and Rockland shall each serve for a term ending
30 June thirtieth, nineteen hundred ninety-two; two of the members
31 appointed on recommendation of the mayor of the city of New York shall
32 each serve for a term ending June thirtieth, nineteen hundred eighty-
33 four and, two shall each serve for a term ending June thirtieth, nine-
34 teen hundred eighty-one; two of the members appointed by the governor
35 without the recommendation of any other person shall each serve for a
36 term ending June thirtieth, nineteen hundred eighty-two, two shall each
37 serve for a term ending June thirtieth, nineteen hundred eighty and one
38 shall serve for a term ending June thirtieth, nineteen hundred eighty-
39 five. Thirty days after the effective date of the chapter of the laws of
40 two thousand nineteen which amended this subparagraph, the terms of the
41 members appointed on recommendation of the mayor of the city of New York
42 shall expire, provided, that such members may continue to discharge the
43 duties of his or her office until the positions are filled by appoint-
44 ment on recommendation of the mayor of the city of New York and the term
45 of three of such new members shall terminate June thirtieth, two thou-
46 sand twenty-two, and the term of two of such new members shall terminate
47 June thirtieth, two thousand twenty-five. The two non-voting and four
48 alternate non-voting members shall serve until January first, two thou-
49 sand one. The members from the counties of Dutchess, Orange, Putnam and
50 Rockland shall cast one collective vote.

51 § 2. Paragraph (a) of subdivision 1 of section 1263 of the public
52 authorities law, as amended by section 4 of part H of chapter 25 of the
53 laws of 2009, is amended to read as follows:

54 (a) There is hereby created the "metropolitan transportation authori-
55 ty." The authority shall be a body corporate and politic constituting a
56 public benefit corporation. The authority shall consist of a chairman

1 and [~~sixteen~~] seventeen other members appointed by the governor by and
2 with the advice and consent of the senate. Any member appointed to a
3 term commencing on or after June thirtieth, two thousand nine shall have
4 experience in one or more of the following areas of expertise: trans-
5 portation, public administration, business management, finance, account-
6 ing, law, engineering, land use, urban and regional planning, management
7 of large capital projects, labor relations, or have experience in some
8 other area of activity central to the mission of the authority. [~~Four~~]
9 Five of the [~~sixteen~~] seventeen members, one member from each of New
10 York city's five boroughs, as defined in section 2-202 of the adminis-
11 trative code of the city of New York, other than the chairman shall be
12 appointed on the written recommendation of the mayor of the city of New
13 York; and each of seven other members other than the chairman shall be
14 appointed after selection from a written list of three recommendations
15 from the chief executive officer of the county in which the particular
16 member is required to reside pursuant to the provisions of this subdivi-
17 sion. Of the members appointed on recommendation of the chief executive
18 officer of a county, one such member shall be, at the time of appoint-
19 ment, a resident of the county of Nassau; one a resident of the county
20 of Suffolk; one a resident of the county of Westchester; and one a resi-
21 dent of the county of Dutchess, one a resident of the county of Orange,
22 one a resident of the county of Putnam and one a resident of the county
23 of Rockland, provided that the term of any member who is a resident of a
24 county that has withdrawn from the metropolitan commuter transportation
25 district pursuant to section twelve hundred seventy-nine-b of this arti-
26 cle shall terminate upon the effective date of such county's withdrawal
27 from such district. Of the five members, other than the chairman,
28 appointed by the governor without recommendation from any other person,
29 three shall be, at the time of appointment, residents of the city of New
30 York and two shall be, at the time of appointment, residents of such
31 city or of any of the aforementioned counties in the metropolitan commu-
32 ter transportation district. The chairman and each of the members shall
33 be appointed for a term of six years, provided however, that the chair-
34 man first appointed shall serve for a term ending June thirtieth, nine-
35 teen hundred eighty-one, provided that thirty days after the effective
36 date of the chapter of the laws of two thousand nine which amended this
37 paragraph, the term of the chairman shall expire; provided, further,
38 that such chairman may continue to discharge the duties of his office
39 until the position of chairman is filled by appointment by the governor
40 upon the advice and consent of the senate and the term of such new
41 chairman shall terminate June thirtieth, two thousand fifteen. The
42 sixteen other members first appointed shall serve for the following
43 terms: The members from the counties of Nassau and Westchester shall
44 each serve for a term ending June thirtieth, nineteen hundred eighty-
45 five; the members from the county of Suffolk and from the counties of
46 Dutchess, Orange, Putnam and Rockland shall each serve for a term ending
47 June thirtieth, nineteen hundred ninety-two; two of the members
48 appointed on recommendation of the mayor of the city of New York shall
49 each serve for a term ending June thirtieth, nineteen hundred eighty-
50 four and, two shall each serve for a term ending June thirtieth, nine-
51 teen hundred eighty-one; two of the members appointed by the governor
52 without the recommendation of any other person shall each serve for a
53 term ending June thirtieth, nineteen hundred eighty-two, two shall each
54 serve for a term ending June thirtieth, nineteen hundred eighty and one
55 shall serve for a term ending June thirtieth, nineteen hundred eighty-
56 five. Thirty days after the effective date of the chapter of the laws of

1 two thousand nineteen which amended this paragraph, the terms of the
2 members appointed on recommendation of the mayor of the city of New York
3 shall expire, provided, that such members may continue to discharge the
4 duties of his or her office until the positions are filled by appoint-
5 ment on recommendation of the mayor of the city of New York and the term
6 of three of such new members shall terminate June thirtieth, two thou-
7 sand twenty-two, and the term of two of such new members shall terminate
8 June thirtieth, two thousand twenty-five. The members from the counties
9 of Dutchess, Orange, Putnam and Rockland shall cast one collective vote.

10 § 3. This act shall take effect immediately; provided, however, the
11 amendments to subparagraph (1) of paragraph (a) of subdivision 1 of
12 section 1263 of the public authorities law made by section one of this
13 act shall be subject to the expiration and reversion of such paragraph
14 pursuant to section 3 of chapter 549 of the laws of 1994, as amended,
15 when upon such date the provisions of section two of this act shall take
16 effect.