

# STATE OF NEW YORK

5319

2019-2020 Regular Sessions

## IN SENATE

April 25, 2019

Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

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

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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.