

STATE OF NEW YORK

S. 7585

A. 9629

SENATE - ASSEMBLY

January 28, 2020

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

IN ASSEMBLY -- Introduced by M. of A. SIMOTAS -- read once and referred to the Committee on Corporations, Authorities and Commissions

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

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

Section 1. Subparagraph 1 of paragraph (a) of subdivision 1 of section 1263 of the public authorities law, as amended by section 1 of part E of chapter 39 of the laws of 2019, is amended to read as follows:

(1) There is hereby created the "metropolitan transportation authority." The authority shall be a body corporate and politic constituting a public benefit corporation. The authority shall consist of a chairman, ~~[sixteen]~~ twenty-one other voting members, and two non-voting and four alternate non-voting members, as described in subparagraph two of this paragraph appointed by the governor by and with the advice and consent of the senate; provided, however, that there shall be one voting member appointed by each of the five borough presidents in the city of New York. Any member appointed to a term commencing on or after June thirtieth, two thousand nine shall have experience in one or more of the following areas: transportation, public administration, business management, finance, accounting, law, engineering, land use, urban and regional planning, management of large capital projects, labor relations, or have experience in some other area of activity central to the mission of the authority. ~~[Four]~~ There shall be one voting member appointed by the borough president of Staten Island, who shall be, at the time of appointment, a resident of Staten Island. There shall be one voting member appointed by the borough president of Manhattan, who shall be, at the time of appointment, a resident of Manhattan. There shall be one voting member appointed by the borough president of the Bronx, who shall be, at the time of appointment, a resident of the Bronx. There

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

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1 shall be one voting member appointed by the borough president of Brook-
2 lyn, who shall be, at the time of appointment, a resident of Brooklyn.
3 There shall be one voting member appointed by the borough president of
4 Queens, who shall be, at the time of appointment, a resident of Queens.
5 Two of the [~~sixteen~~] twenty-one voting members other than the chairman
6 shall be appointed on the written recommendation of the mayor of the
7 city of New York; and each of seven other voting members other than the
8 chairman shall be appointed after selection from a written list of three
9 recommendations from the chief executive officer of the county in which
10 the particular member is required to reside pursuant to the provisions
11 of this subdivision. Of the members appointed on recommendation of the
12 chief executive officer of a county, one such member shall be, at the
13 time of appointment, a resident of the county of Nassau, one a resident
14 of the county of Suffolk, one a resident of the county of Westchester,
15 one a resident of the county of Dutchess, one a resident of the county
16 of Orange, one a resident of the county of Putnam and one a resident of
17 the county of Rockland, provided that the term of any member who is a
18 resident of a county that has withdrawn from the metropolitan commuter
19 transportation district pursuant to section twelve hundred
20 seventy-nine-b of this title shall terminate upon the effective date of
21 such county's withdrawal from such district. Of the [~~five~~] seven voting
22 members, other than the chairman, appointed by the governor without
23 recommendation from any other person, three shall be, at the time of
24 appointment, residents of the city of New York and two shall be, at the
25 time of appointment, residents of such city or of any of the aforemen-
26 tioned counties in the metropolitan commuter transportation district.
27 Provided however, notwithstanding the foregoing residency requirement,
28 one of the [~~five~~] seven voting members appointed by the governor without
29 recommendation from any other person, other than the chairman, may be
30 the director of the New York state division of the budget, and provided
31 further that, in the event of such appointment, the budget director's
32 membership in the authority shall be deemed ex-officio. The chairman and
33 each of the members shall be appointed for a term of six years, provided
34 however, that the chairman first appointed shall serve for a term ending
35 June thirtieth, nineteen hundred eighty-one, provided that thirty days
36 after the effective date of [~~the~~] chapter twenty-five of the laws of two
37 thousand nine [~~which amended this subparagraph~~], the term of the chair-
38 man shall expire; provided, further, that such chairman may continue to
39 discharge the duties of his or her office until the position of chairman
40 is filled by appointment by the governor upon the advice and consent of
41 the senate and the term of such new chairman shall terminate June thir-
42 tieth, two thousand fifteen. The [~~sixteen~~] twenty-one other members
43 first appointed shall serve for the following terms: The members from
44 the counties of Nassau and Westchester shall each serve for a term
45 ending June thirtieth, nineteen hundred eighty-five; the members from
46 the county of Suffolk and from the counties of Dutchess, Orange, Putnam
47 and Rockland shall each serve for a term ending June thirtieth, nineteen
48 hundred ninety-two; two of the members appointed on recommendation of
49 the mayor of the city of New York shall each serve for a term ending
50 June thirtieth, nineteen hundred eighty-four and, two shall each serve
51 for a term ending June thirtieth, nineteen hundred eighty-one; two of
52 the members appointed by the governor without the recommendation of any
53 other person shall each serve for a term ending June thirtieth, nineteen
54 hundred eighty-two, two shall each serve for a term ending June thirti-
55 eth, nineteen hundred eighty and one shall serve for a term ending June
56 thirtieth, nineteen hundred eighty-five; the members appointed by the

borough presidents of the five boroughs of the city of New York shall serve for a term ending June thirtieth, two thousand twenty-six. The two non-voting and four alternate non-voting members shall serve until January first, two thousand one. The members from the counties of Dutchess, Orange, Putnam and Rockland shall cast one collective vote.

§ 2. Paragraph (a) of subdivision 1 of section 1263 of the public authorities law, as amended by section 2 of part E of chapter 39 of the laws of 2019, is amended to read as follows:

(a) There is hereby created the "metropolitan transportation authority." The authority shall be a body corporate and politic constituting a public benefit corporation. The authority shall consist of a chairman and ~~[sixteen]~~ twenty-one other members appointed by the governor by and with the advice and consent of the senate; provided, however, that there shall be one voting member appointed by each of the five borough presidents in the city of New York. Any member appointed to a term commencing on or after June thirtieth, two thousand nine shall have experience in one or more of the following areas of expertise: transportation, public administration, business management, finance, accounting, law, engineering, land use, urban and regional planning, management of large capital projects, labor relations, or have experience in some other area of activity central to the mission of the authority. ~~[Four]~~ There shall be one voting member appointed by the borough president of Staten Island, who shall be, at the time of appointment, a resident of Staten Island. There shall be one voting member appointed by the borough president of Manhattan, who shall be, at the time of appointment, a resident of Manhattan. There shall be one voting member appointed by the borough president of the Bronx, who shall be, at the time of appointment, a resident of the Bronx. There shall be one voting member appointed by the borough president of Brooklyn, who shall be, at the time of appointment, a resident of Brooklyn. There shall be one voting member appointed by the borough president of Queens, who shall be, at the time of appointment, a resident of Queens. Two of the ~~[sixteen]~~ twenty-one members other than the chairman shall be appointed on the written recommendation of the mayor of the city of New York; and each of seven other members other than the chairman shall be appointed after selection from a written list of three recommendations from the chief executive officer of the county in which the particular member is required to reside pursuant to the provisions of this subdivision. Of the members appointed on recommendation of the chief executive officer of a county, one such member shall be, at the time of appointment, a resident of the county of Nassau; one a resident of the county of Suffolk; one a resident of the county of Westchester; and one a resident of the county of Dutchess, one a resident of the county of Orange, one a resident of the county of Putnam and one a resident of the county of Rockland, provided that the term of any member who is a resident of a county that has withdrawn from the metropolitan commuter transportation district pursuant to section twelve hundred seventy-nine-b of this title shall terminate upon the effective date of such county's withdrawal from such district. Of the ~~[five]~~ seven members, other than the chairman, appointed by the governor without recommendation from any other person, three shall be, at the time of appointment, residents of the city of New York and two shall be, at the time of appointment, residents of such city or of any of the aforementioned counties in the metropolitan commuter transportation district. Provided however, notwithstanding the foregoing residency requirement, one of the ~~[five]~~ seven voting members appointed by the governor without recommendation from any other person, other than the

1 chairman, may be the director of the New York state division of the
2 budget, and provided further that, in the event of such appointment, the
3 budget director's membership in the authority shall be deemed ex-offi-
4 cio. The chairman and each of the members shall be appointed for a term
5 of six years, provided however, that the chairman first appointed shall
6 serve for a term ending June thirtieth, nineteen hundred eighty-one,
7 provided that thirty days after the effective date of [~~the~~] chapter
8 twenty-five of the laws of two thousand nine [~~which amended this para-~~
9 ~~graph~~], the term of the chairman shall expire; provided, further, that
10 such chairman may continue to discharge the duties of his office until
11 the position of chairman is filled by appointment by the governor upon
12 the advice and consent of the senate and the term of such new chairman
13 shall terminate June thirtieth, two thousand fifteen. The [~~sixteen~~]
14 twenty-one other members first appointed shall serve for the following
15 terms: The members from the counties of Nassau and Westchester shall
16 each serve for a term ending June thirtieth, nineteen hundred eighty-
17 five; the members from the county of Suffolk and from the counties of
18 Dutchess, Orange, Putnam and Rockland shall each serve for a term ending
19 June thirtieth, nineteen hundred ninety-two; two of the members
20 appointed on recommendation of the mayor of the city of New York shall
21 each serve for a term ending June thirtieth, nineteen hundred eighty-
22 four and, two shall each serve for a term ending June thirtieth, nine-
23 teen hundred eighty-one; two of the members appointed by the governor
24 without the recommendation of any other person shall each serve for a
25 term ending June thirtieth, nineteen hundred eighty-two, two shall each
26 serve for a term ending June thirtieth, nineteen hundred eighty and one
27 shall serve for a term ending June thirtieth, nineteen hundred eighty-
28 five; the members appointed by the borough presidents of the five
29 boroughs of the city of New York shall serve for a term ending June
30 thirtieth, two thousand twenty-six. The members from the counties of
31 Dutchess, Orange, Putnam and Rockland shall cast one collective vote.

32 § 3. This act shall take effect immediately, provided that the amend-
33 ments to paragraph (a) of subdivision 1 of section 1263 of the public
34 authorities law made by section one of this act shall be subject to the
35 expiration and reversion of such paragraph pursuant to section 3 of
36 chapter 549 of the laws of 1994, as amended, when upon such date the
37 provisions of section two of this act shall take effect.