

# STATE OF NEW YORK

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7376

## IN SENATE

January 22, 2020

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Introduced by Sen. SERINO -- 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 granting each of the representatives of the counties of Dutchess, Putnam, Orange and Rockland on the metropolitan transportation authority a vote

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 1 of part E of  
3 chapter 39 of the laws of 2019, 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 other voting members, and two non-voting and four alternate  
8 non-voting members, as described in subparagraph two of this paragraph  
9 appointed by the governor by and with the advice and consent of the  
10 senate. Any member appointed to a term commencing on or after June thir-  
11 tieth, two thousand nine shall have experience in one or more of the  
12 following areas: transportation, public administration, business manage-  
13 ment, 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 of the sixteen voting members other  
17 than the chairman shall be appointed on the written recommendation of  
18 the mayor of the city of New York; and each of seven other voting  
19 members other than the chairman shall be appointed after selection from  
20 a written list of three recommendations from the chief executive officer  
21 of the county in which the particular member is required to reside  
22 pursuant to the provisions of this subdivision. Of the members appointed  
23 on recommendation of the chief executive officer of a county, one such  
24 member shall be, at the time of appointment, a resident of the county of  
25 Nassau, one a resident of the county of Suffolk, one a resident of the  
26 county of Westchester, one a resident of the county of Dutchess, one a  
27 resident of the county of Orange, one a resident of the county of Putnam

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

LBD00664-03-0

1 and one a resident of the county of Rockland, provided that the term of  
2 any member who is a resident of a county that has withdrawn from the  
3 metropolitan commuter transportation district pursuant to section twelve  
4 hundred seventy-nine-b of this title shall terminate upon the effective  
5 date of such county's withdrawal from such district. Of the five voting  
6 members, other than the chairman, appointed by the governor without  
7 recommendation from any other person, three shall be, at the time of  
8 appointment, residents of the city of New York and two shall be, at the  
9 time of appointment, residents of such city or of any of the aforemen-  
10 tioned counties in the metropolitan commuter transportation district.  
11 Provided however, notwithstanding the foregoing residency requirement,  
12 one of the five voting members appointed by the governor without recom-  
13 mendation from any other person, other than the chairman, may be the  
14 director of the New York state division of the budget, and provided  
15 further that, in the event of such appointment, the budget director's  
16 membership in the authority shall be deemed ex-officio. The chairman and  
17 each of the members shall be appointed for a term of six years, provided  
18 however, that the chairman first appointed shall serve for a term ending  
19 June thirtieth, nineteen hundred eighty-one, provided that thirty days  
20 after the effective date of the chapter of the laws of two thousand nine  
21 which amended this subparagraph, the term of the chairman shall expire;  
22 provided, further, that such chairman may continue to discharge the  
23 duties of his or her office until the position of chairman is filled by  
24 appointment by the governor upon the advice and consent of the senate  
25 and the term of such new chairman shall terminate June thirtieth, two  
26 thousand fifteen. The sixteen other members first appointed shall serve  
27 for the following terms: The members from the counties of Nassau and  
28 Westchester shall each serve for a term ending June thirtieth, nineteen  
29 hundred eighty-five; the members from the county of Suffolk and from the  
30 counties of Dutchess, Orange, Putnam and Rockland shall each serve for a  
31 term ending June thirtieth, nineteen hundred ninety-two; two of the  
32 members appointed on recommendation of the mayor of the city of New York  
33 shall each serve for a term ending June thirtieth, nineteen hundred  
34 eighty-four and, two shall each serve for a term ending June thirtieth,  
35 nineteen hundred eighty-one; two of the members appointed by the gover-  
36 nor without the recommendation of any other person shall each serve for  
37 a term ending June thirtieth, nineteen hundred eighty-two, two shall  
38 each serve for a term ending June thirtieth, nineteen hundred eighty and  
39 one shall serve for a term ending June thirtieth, nineteen hundred  
40 eighty-five. The two non-voting and four alternate non-voting members  
41 shall serve until January first, two thousand one. ~~[The members from the~~  
42 ~~counties of Dutchess, Orange, Putnam and Rockland shall cast one collec-~~  
43 ~~tive vote.]~~

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

47 (a) There is hereby created the "metropolitan transportation authori-  
48 ty." The authority shall be a body corporate and politic constituting a  
49 public benefit corporation. The authority shall consist of a chairman  
50 and sixteen other members appointed by the governor by and with the  
51 advice and consent of the senate. Any member appointed to a term  
52 commencing on or after June thirtieth, two thousand nine shall have  
53 experience in one or more of the following areas of expertise: trans-  
54 portation, public administration, business management, finance, account-  
55 ing, law, engineering, land use, urban and regional planning, management  
56 of large capital projects, labor relations, or have experience in some

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

54 § 3. This act shall take effect immediately, provided that the amend-  
55 ments to subparagraph 1 of paragraph (a) of subdivision 1 of section  
56 1263 of the public authorities law made by section one of this act shall

1 be subject to the expiration and reversion of such paragraph pursuant to  
2 section 3 of chapter 549 of the laws of 1994, as amended, when upon such  
3 date the provisions of section two of this act shall take effect.