

# STATE OF NEW YORK

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520

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. GOUNARDES -- 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 composition 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 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~~] twenty-one 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; provided, however, that there shall be one voting member  
11 appointed by each of the five borough presidents in the city of New  
12 York. Any member appointed to a term commencing on or after June thirti-  
13 eth, two thousand nine shall have experience in one or more of the  
14 following areas: transportation, public administration, business manage-  
15 ment, finance, accounting, law, engineering, land use, urban and  
16 regional planning, management of large capital projects, labor  
17 relations, or have experience in some other area of activity central to  
18 the mission of the authority. [~~Four~~] There shall be one voting member  
19 appointed by the borough president of Staten Island, who shall be, at  
20 the time of appointment, a resident of Staten Island. There shall be one  
21 voting member appointed by the borough president of Manhattan, who shall  
22 be, at the time of appointment, a resident of Manhattan. There shall be  
23 one voting member appointed by the borough president of the Bronx, who  
24 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.

LBD03163-01-1

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

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

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

9 (a) There is hereby created the "metropolitan transportation authori-  
10 ty." The authority shall be a body corporate and politic constituting a  
11 public benefit corporation. The authority shall consist of a chairman  
12 and [~~sixteen~~] twenty-one other members appointed by the governor by and  
13 with the advice and consent of the senate; provided, however, that there  
14 shall be one voting member appointed by each of the five borough presi-  
15 dents in the city of New York. Any member appointed to a term commencing  
16 on or after June thirtieth, two thousand nine shall have experience in  
17 one or more of the following areas of expertise: transportation, public  
18 administration, business management, finance, accounting, law, engineer-  
19 ing, land use, urban and regional planning, management of large capital  
20 projects, labor relations, or have experience in some other area of  
21 activity central to the mission of the authority. [~~Four~~] There shall be  
22 one voting member appointed by the borough president of Staten Island,  
23 who shall be, at the time of appointment, a resident of Staten Island.  
24 There shall be one voting member appointed by the borough president of  
25 Manhattan, who shall be, at the time of appointment, a resident of  
26 Manhattan. There shall be one voting member appointed by the borough  
27 president of the Bronx, who shall be, at the time of appointment, a  
28 resident of the Bronx. There shall be one voting member appointed by the  
29 borough president of Brooklyn, who shall be, at the time of appointment,  
30 a resident of Brooklyn. There shall be one voting member appointed by  
31 the borough president of Queens, who shall be, at the time of appoint-  
32 ment, a resident of Queens. Two of the [~~sixteen~~] twenty-one members  
33 other than the chairman shall be appointed on the written recommendation  
34 of the mayor of the city of New York; and each of seven other members  
35 other than the chairman shall be appointed after selection from a writ-  
36 ten list of three recommendations from the chief executive officer of  
37 the county in which the particular member is required to reside pursuant  
38 to the provisions of this subdivision. Of the members appointed on  
39 recommendation of the chief executive officer of a county, one such  
40 member shall be, at the time of appointment, a resident of the county of  
41 Nassau; one a resident of the county of Suffolk; one a resident of the  
42 county of Westchester; and one a resident of the county of Dutchess, one  
43 a resident of the county of Orange, one a resident of the county of  
44 Putnam and one a resident of the county of Rockland, provided that the  
45 term of any member who is a resident of a county that has withdrawn from  
46 the metropolitan commuter transportation district pursuant to section  
47 twelve hundred seventy-nine-b of this title shall terminate upon the  
48 effective date of such county's withdrawal from such district. Of the  
49 [~~five~~] seven members, other than the chairman, appointed by the governor  
50 without recommendation from any other person, three shall be, at the  
51 time of appointment, residents of the city of New York and two shall be,  
52 at the time of appointment, residents of such city or of any of the  
53 aforementioned counties in the metropolitan commuter transportation  
54 district. Provided however, notwithstanding the foregoing residency  
55 requirement, one of the [~~five~~] seven voting members appointed by the  
56 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-seven. 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.