

# STATE OF NEW YORK

9031--A

Cal. No. 1197

## IN SENATE

May 4, 2022

Introduced by Sen. KAVANAGH -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to amend the public authorities law, in relation to the appointment of members of the Battery Park city authority

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

1 Section 1. Subdivision 1 of section 1973 of the public authorities  
2 law, as amended by chapter 63 of the laws of 2018, is amended to read as  
3 follows:  
4 (1) There is hereby created the battery park city authority which  
5 shall be a body corporate and politic, constituting a public benefit  
6 corporation. Its membership shall consist of [~~seven~~ nine] members to be  
7 appointed by the governor with the advice and consent of the senate. One  
8 of the members first appointed shall serve for a term ending four years  
9 from January first next succeeding his appointment; one of such members  
10 shall serve for a term ending five years from such date; and one of such  
11 members shall serve for a term ending six years from such date.  
12 Provided, however, that two board members first appointed on or after  
13 the effective date of chapter seven hundred sixty-six of the laws of two  
14 thousand five shall serve an initial term of two years; provided further  
15 that two other board members first appointed on or after the effective  
16 date of chapter seven hundred sixty-six of the laws of two thousand five  
17 shall serve an initial term of four years. Provided, however, that one  
18 board member first appointed on or after the effective date of the chap-  
19 ter of the laws of two thousand twenty-two which amended this subdivi-  
20 sion shall serve an initial term of two years; provided further that the  
21 other board member first appointed on or after the effective date of the  
22 chapter of the laws of two thousand twenty-two which amended this subdivi-  
23 vision shall serve an initial term of four years. Their successors shall  
24 serve for terms of six years each. Members shall continue in office  
25 until their successors have been appointed and qualified and the

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

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1 provisions of section thirty-nine of the public officers law shall  
2 apply. In the event of a vacancy occurring in the office of a member by  
3 death, resignation or otherwise, the governor shall appoint a successor  
4 with the advice and consent of the senate to serve for the balance of  
5 the unexpired term. After the effective date of the chapter of the laws  
6 of two thousand [~~seventeen~~ twenty-two that amended this subdivision, if  
7 the membership of the corporation is such that less than [~~two~~ five of  
8 the members are primary residents of Battery Park city as described by  
9 the Battery Park project area defined by subdivision five of section  
10 nineteen hundred seventy-two of this title, any appointments made shall  
11 be primary residents of Battery Park city. Appointments shall continue  
12 in such a manner until [~~two~~ five of the members of the corporation are  
13 primary residents of Battery Park city. Thereafter, [~~two~~ five of the  
14 corporation's members shall be primary residents of Battery Park city.  
15 § 2. This act shall take effect immediately.