

# STATE OF NEW YORK

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8035--A

2021-2022 Regular Sessions

## IN ASSEMBLY

June 7, 2021

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Introduced by M. of A. PAULIN -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means -- reported and referred to the Committee on Rules -- Rules Committee discharged, bill amended, ordered reprinted as amended and recommitted to the Committee on Rules

AN ACT to amend the public authorities law, in relation to the authority and responsibility of the chairman of the metropolitan transportation authority; and to repeal certain provisions of such law relating thereto

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

1 Section 1. Paragraph (b) of subdivision 1 of section 1263 of the  
2 public authorities law, as amended by section 9 of subpart B of part ZZZ  
3 of chapter 59 of the laws of 2019, is amended to read as follows:  
4 (b) Vacancies occurring otherwise than by expiration of term shall be  
5 filled in the same manner as original appointments for the balance of  
6 the unexpired term, provided, however, that in the event of a vacancy  
7 caused by the death, resignation, removal, or disability of the chair-  
8 man, the vacancy shall be filled by the governor by and with the advice  
9 and consent of the senate for the unexpired term. Notwithstanding any  
10 other provision of law to the contrary, the governor shall designate an  
11 acting chairman or acting chief executive officer as appropriate for a  
12 period not to exceed six months or until a successor chairman or chief  
13 executive officer has been confirmed by the senate, whichever comes  
14 first. Upon the expiration of the six-month term, if the governor has  
15 nominated a successor [~~chairman~~ to whichever vacancy exists, but the  
16 senate has not acted upon the nomination, the acting chair or acting  
17 chief executive officer can continue to serve [~~as acting chair~~ for an  
18 additional ninety days or until the governor's successor [~~chair~~ nomi-  
19 nation is confirmed by the senate, whichever comes first.

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

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1 § 2. Paragraph (a) of subdivision 4 of section 1263 of the public  
2 authorities law, as amended by chapter 506 of the laws of 2009, is  
3 amended to read as follows:

4 (a) [~~Notwithstanding any provision of law to the contrary, the chair-~~  
5 ~~man shall be the chief executive officer of the authority and shall be~~  
6 ~~responsible for the discharge of the executive and administrative func-~~  
7 ~~tions and powers of the authority.~~] The governor shall appoint the chief  
8 executive officer of the authority by and with the advice and consent of  
9 the senate. Such chief executive officer shall serve at the pleasure of  
10 the governor. The chairman may appoint an executive director and such  
11 other officials and employees as shall in his or her judgment be needed  
12 to discharge the executive and administrative functions and powers of  
13 the authority.

14 § 3. Paragraph (d) of subdivision 4 of section 1263 of the public  
15 authorities law is REPEALED.

16 § 4. This act shall take effect immediately.