

# STATE OF NEW YORK

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8438

2021-2022 Regular Sessions

## IN ASSEMBLY

November 17, 2021

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Introduced by M. of A. ANDERSON -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to trustees of the state university and city university

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

1 Section 1. Subdivision 1 of section 353 of the education law, as  
2 amended by chapter 268 of the laws of 2011, is amended to read as  
3 follows:

4 1. The state university shall be governed, and all of its corporate  
5 powers exercised, by a board of trustees. Such board shall consist of  
6 eighteen members, fifteen of whom shall be appointed by the governor  
7 with the advice and consent of the senate, one of whom shall be the  
8 president of the student assembly of the state university, ex-officio  
9 and voting, one of whom shall be the president of the university faculty  
10 senate, ex-officio and non-voting, and one of whom shall be the presi-  
11 dent of the faculty council of community colleges, ex-officio and non-  
12 voting; provided that no such members, with the exception of ex-officio  
13 members and classified civil service employees, shall be the employee  
14 of, or under the supervision of, the governor. Such ex-officio members  
15 shall be subject to every provision of any general, special, or local  
16 law, ordinance, charter, code, rule, or regulation applying to the  
17 voting members of such board with respect to the discharge of their  
18 duties, including, but not limited to, those provisions setting forth  
19 codes of ethics, disclosure requirements, and prohibiting business and  
20 professional activities. One member of the board shall be designated by  
21 the governor as chairperson and one as vice-chairperson. Of the members  
22 first appointed, two shall be appointed for a term which shall expire on  
23 June thirtieth, nineteen hundred fifty-two; one for a term which shall  
24 expire on June thirtieth, nineteen hundred fifty-three; two for a term  
25 which shall expire on June thirtieth, nineteen hundred fifty-four; one

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

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1 for a term which shall expire on June thirtieth, nineteen hundred  
2 fifty-five; two for a term which shall expire on June thirtieth, nine-  
3 teen hundred fifty-six; one for a term which shall expire on June thir-  
4 tieth, nineteen hundred fifty-seven; two for a term which shall expire  
5 on June thirtieth, nineteen hundred fifty-eight; one for a term which  
6 shall expire on June thirtieth, nineteen hundred fifty-nine; two for a  
7 term which shall expire on June thirtieth, nineteen hundred sixty; and  
8 one for a term which shall expire on June thirtieth, nineteen hundred  
9 sixty-one. Vacancies shall be filled for the unexpired term in the same  
10 manner as original appointments. The term of office of each trustee  
11 appointed on or after April first, nineteen hundred eighty-six shall be  
12 seven years, except those of the student member and the faculty members.  
13 Trustees shall receive no compensation for their services but shall be  
14 reimbursed for their expenses actually and necessarily incurred by them  
15 in the performance of their duties under this article.

16 § 2. Paragraph (a) of subdivision 2 of section 6204 of the education  
17 law, as added by chapter 305 of the laws of 1979, is amended to read as  
18 follows:

19 (a) The board of trustees shall consist of seventeen trustees. Ten of  
20 the trustees shall be appointed by the governor with the advice and  
21 consent of the senate; provided that no such trustee, with the exception  
22 of ex-officio members and classified civil service employees, shall be  
23 an employee of, or under the supervision of, the governor. Five of the  
24 trustees shall be appointed by the mayor of the city of New York with  
25 the advice and consent of the senate; provided that no such trustee,  
26 with the exception of ex-officio members and classified civil service  
27 employees of the city of New York, shall be an employee of, or under the  
28 supervision of, the mayor of the city of New York. One ex-officio trus-  
29 tee shall be the chairperson of the university student senate. One  
30 ex-officio non-voting trustee shall be the chairperson of the university  
31 faculty senate.

32 § 3. This act shall take effect immediately and shall apply to the  
33 state university of New York and the city university of New York trus-  
34 tees appointed on or after such effective date.