

# STATE OF NEW YORK

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5414

2023-2024 Regular Sessions

## IN ASSEMBLY

March 10, 2023

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Introduced by M. of A. BARCLAY, J. M. GIGLIO, FRIEND, BRABENEC, SMITH,  
SMULLEN, MILLER, MANKTELOW, WALSH, JENSEN, GALLAHAN, LEMONDES, SIMPSON  
-- Multi-Sponsored by -- M. of A. K. BROWN, DiPIETRO, FITZPATRICK,  
GOODELL, HAWLEY -- read once and referred to the Committee on Corpo-  
rations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the powers,  
functions and duties of the New York state public authorities control  
board

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

1 Section 1. Subdivision 2 of section 50 of the public authorities law,  
2 as amended by chapter 838 of the laws of 1983, is amended to read as  
3 follows:

4 2. The membership of the board shall consist of five persons appointed  
5 by the governor, of which one shall be upon the recommendation of the  
6 temporary president of the senate, one upon the recommendation of the  
7 speaker of the assembly, one upon the recommendation of the minority  
8 leader of the senate and one upon the recommendation of the minority  
9 leader of the assembly. [~~The members appointed by the governor upon the~~

10 ~~recommendation of the minority leader of the senate and the minority~~  
11 ~~leader of the assembly shall be non-voting members whose comments shall~~  
12 ~~be entered upon any official record of board proceedings in the same~~  
13 ~~manner as voting members' comments, unless objection is raised by any of~~  
14 ~~the voting members in which case, notwithstanding any provision of law~~  
15 ~~to the contrary, such comments by non-voting members shall not be so~~  
16 ~~entered.~~]

17 The term of the members first appointed shall continue until  
18 January thirty-first, nineteen hundred seventy-seven, except that the  
19 term of the members first appointed upon the recommendations of the  
20 minority leader of the senate and the minority leader of the assembly  
21 shall continue until January thirty-first, nineteen hundred eighty-four,  
and thereafter their successors shall serve for a term of one year

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

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1 ending on January thirty-first in each year. Upon recommendation of the  
2 nominating party, the governor may replace any member in accordance with  
3 the provision contained [~~herein~~] in this subdivision for the appointment  
4 of members. The governor shall designate one of the members to serve as  
5 chairman. The board shall act by unanimous vote of the [~~voting~~] members  
6 of the board. Any determination of the board shall be evidenced by a  
7 certification thereof executed by all the [~~voting~~] members. Each member  
8 of the board shall be entitled to designate a representative to attend  
9 meetings of the board in his or her place, and to vote or otherwise act  
10 on his or her behalf in his or her absence. Notice of such designation  
11 shall be furnished in writing to the board by the designating member. A  
12 representative shall serve at the pleasure of the designating member  
13 during the member's term of office. A representative shall not be  
14 authorized to delegate any of his or her duties or functions to any  
15 other person.

16 § 2. This act shall take effect immediately.