

# STATE OF NEW YORK

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1779

2023-2024 Regular Sessions

## IN ASSEMBLY

January 20, 2023

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Introduced by M. of A. COLTON, HEVESI, WEPRIN, DAVILA, RIVERA, SANTABARBARA, SEAWRIGHT, SIMON, WILLIAMS, BICHOTTE HERMELYN -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to allowing the New York state AFL-CIO to select a member to 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 other voting members, and two non-voting and four alternate  
8 non-voting members, as described in subparagraph two of this paragraph  
9 appointed by the governor by and with the advice and consent of the  
10 senate. Any member appointed to a term commencing on or after June thir-  
11 tieth, two thousand nine shall have experience in one or more of the  
12 following areas: transportation, public administration, business manage-  
13 ment, finance, accounting, law, engineering, land use, urban and  
14 regional planning, management of large capital projects, labor  
15 relations, or have experience in some other area of activity central to  
16 the mission of the authority. Four of the sixteen voting members other  
17 than the chairman shall be appointed on the written recommendation of  
18 the mayor of the city of New York; and each of seven other voting  
19 members other than the chairman shall be appointed after selection from  
20 a written list of three recommendations from the chief executive officer  
21 of the county in which the particular member is required to reside  
22 pursuant to the provisions of this subdivision. Of the members appointed  
23 on recommendation of the chief executive officer of a county, one such

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

LBD02841-01-3

1 member shall be, at the time of appointment, a resident of the county of  
2 Nassau, one a resident of the county of Suffolk, one a resident of the  
3 county of Westchester, one a resident of the county of Dutchess, one a  
4 resident of the county of Orange, one a resident of the county of Putnam  
5 and one a resident of the county of Rockland, provided that the term of  
6 any member who is a resident of a county that has withdrawn from the  
7 metropolitan commuter transportation district pursuant to section twelve  
8 hundred seventy-nine-b of this title shall terminate upon the effective  
9 date of such county's withdrawal from such district. Of the five voting  
10 members, other than the chairman, appointed by the governor without  
11 recommendation from any other person, three shall be, at the time of  
12 appointment, residents of the city of New York and two shall be, at the  
13 time of appointment, residents of such city or of any of the aforemen-  
14 tioned counties in the metropolitan commuter transportation district.  
15 Of these five voting members, one shall be selected from a list submit-  
16 ted to the governor by the New York state AFL-CIO. Provided however,  
17 notwithstanding the foregoing residency requirement, one of the five  
18 voting members appointed by the governor without recommendation from any  
19 other person, other than the chairman, may be the director of the New  
20 York state division of the budget, and provided further that, in the  
21 event of such appointment, the budget director's membership in the  
22 authority shall be deemed ex-officio. The chairman and each of the  
23 members shall be appointed for a term of six years, provided however,  
24 that the chairman first appointed shall serve for a term ending June  
25 thirtieth, nineteen hundred eighty-one, provided that thirty days after  
26 the effective date of the chapter of the laws of two thousand nine which  
27 amended this subparagraph, the term of the chairman shall expire;  
28 provided, further, that such chairman may continue to discharge the  
29 duties of his or her office until the position of chairman is filled by  
30 appointment by the governor upon the advice and consent of the senate  
31 and the term of such new chairman shall terminate June thirtieth, two  
32 thousand fifteen. The sixteen other members first appointed shall serve  
33 for the following terms: The members from the counties of Nassau and  
34 Westchester shall each serve for a term ending June thirtieth, nineteen  
35 hundred eighty-five; the members from the county of Suffolk and from the  
36 counties of Dutchess, Orange, Putnam and Rockland shall each serve for a  
37 term ending June thirtieth, nineteen hundred ninety-two; two of the  
38 members appointed on recommendation of the mayor of the city of New York  
39 shall each serve for a term ending June thirtieth, nineteen hundred  
40 eighty-four and, two shall each serve for a term ending June thirtieth,  
41 nineteen hundred eighty-one; two of the members appointed by the gover-  
42 nor without the recommendation of any other person shall each serve for  
43 a term ending June thirtieth, nineteen hundred eighty-two, two shall  
44 each serve for a term ending June thirtieth, nineteen hundred eighty and  
45 one shall serve for a term ending June thirtieth, nineteen hundred  
46 eighty-five. The two non-voting and four alternate non-voting members  
47 shall serve until January first, two thousand one. The members from the  
48 counties of Dutchess, Orange, Putnam and Rockland shall cast one collec-  
49 tive vote.

50 § 2. This act shall take effect immediately; provided, however, that  
51 the amendments to subparagraph 1 of paragraph (a) of subdivision 1 of  
52 section 1263 of the public authorities law made by section one of this  
53 act shall not affect the expiration of such paragraph and shall be  
54 deemed to expire therewith.