

# STATE OF NEW YORK

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3473--A

Cal. No. 515

2023-2024 Regular Sessions

## IN SENATE

January 31, 2023

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Introduced by Sen. STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

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 appointed by the governor shall  
13 also be a paid employee serving at the pleasure of the governor. Such  
14 ex-officio members shall be subject to every provision of any general,  
15 special, or local law, ordinance, charter, code, rule, or regulation  
16 applying to the voting members of such board with respect to the  
17 discharge of their duties, including, but not limited to, those  
18 provisions setting forth codes of ethics, disclosure requirements, and  
19 prohibiting business and professional activities. One member of the  
20 board shall be designated by the governor as chairperson and one as

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

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

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

24 (a) The board of trustees shall consist of seventeen trustees. Ten of  
25 the trustees shall be appointed by the governor with the advice and  
26 consent of the senate; provided that no such trustee appointed by the  
27 governor shall also be a paid employee serving at the pleasure of the  
28 governor. Five of the trustees shall be appointed by the mayor of the  
29 city of New York with the advice and consent of the senate; provided  
30 that no such trustee appointed by the mayor of the city of New York  
31 shall be a paid employee serving at the pleasure of the mayor of the  
32 city of New York. One ex-officio trustee shall be the chairperson of  
33 the university student senate. One ex-officio non-voting trustee shall  
34 be the chairperson of the university faculty senate.

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