

STATE OF NEW YORK

5687--A

2023-2024 Regular Sessions

IN SENATE

March 13, 2023

Introduced by Sen. MARTINEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to freezing the salary of the executives in the metropolitan transportation authority

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "MTA Executive Pay Freeze Act".

3 § 2. Legislative intent. The purpose of this act is to ensure account-
4 ability of executives in the Metropolitan Transportation Authority (MTA)
5 for service disruptions or delays that occur on the MTA's subway, bus,
6 and commuter rail systems.

7 § 3. The public authorities law is amended by adding a new section
8 1266-m to read as follows:

9 § 1266-m. Pay freeze of executives. 1. The pay of all executives in
10 the authority shall be frozen for each year in which there is an
11 increase in service disruptions or delays on the authority's subway,
12 bus, and commuter rail systems. The pay freeze shall continue until the
13 MTA's service disruptions and delays return to their previous level or
14 are reduced.

15 2. The pay freeze shall not apply to any executive who is not respon-
16 sible for the authority's subway, bus, and commuter rail systems or who
17 does not have direct control over service delivery. The pay freeze may
18 also be waived if the executive demonstrates that the service
19 disruptions or delays were beyond their control or were caused by
20 factors outside of the authority's control.

21 3. The authority shall report annually to the public on the number of
22 service disruptions or delays on the MTA's subway, bus, and commuter
23 rail systems, and the actions taken by the MTA to address such service

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

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1 disruptions. Such report shall also include information on any executive
2 whose pay was frozen under this section.

3 4. Any executive who receives pay in violation of this section shall
4 be subject to penalties and fines as determined by the authority.

5 5. The authority shall be responsible for the enforcement of this
6 section, and may adopt rules and regulations as necessary to carry out
7 its provisions.

8 § 4. Hold harmless provision for union contracts. Nothing in this act
9 shall be construed to modify, impair, or supersede any collective
10 bargaining agreement between the MTA and any union representing MTA
11 employees. In the event that any provision of this act conflicts with a
12 collective bargaining agreement, the terms of the collective bargaining
13 agreement shall prevail.

14 § 5. This act shall take effect immediately.