

519--A

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sen. MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to prohibiting bonuses for employees of public authorities

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The public authorities law is amended by adding a new
2 section 2854 to read as follows:
3 S 2854. PROHIBITION ON PAYMENT OF BONUSES. 1. NOTWITHSTANDING ANY
4 PROVISION OF LAW, IN NO EVENT SHALL EMPLOYEES OF STATE AUTHORITIES
5 RECEIVE ADDITIONAL COMPENSATION AS A REWARD FOR SERVICES ALREADY
6 RENDERED AND FULLY COMPENSATED, SUCH AS A BONUS OR RETROACTIVE PAY
7 INCREASE; PROVIDED, HOWEVER, THAT NOTHING IN THIS SECTION SHALL BE
8 DEEMED TO PREVENT A STATE AUTHORITY FROM PAYING AN INCENTIVE TO AN
9 EMPLOYEE IN ACCORDANCE WITH A WRITTEN INCENTIVE PROGRAM ADOPTED BY THE
10 BOARD OF THE STATE AUTHORITY. NO INCENTIVE SHALL BE PAID UNLESS A WRIT-
11 TEN AGREEMENT SETTING FORTH A SPECIFIC PERFORMANCE GOAL OR GOALS THAT
12 MUST BE ACHIEVED TO EARN THE INCENTIVE OR INCENTIVES IS EXECUTED BY THE
13 EMPLOYEE BEFORE PERFORMANCE TO ACHIEVE THE GOAL OR GOALS IS BEGUN; AND
14 THE INCENTIVE SHALL NOT BE PAID UNLESS WRITTEN DOCUMENTATION OF THE
15 ACHIEVEMENT OF SUCH PERFORMANCE GOAL OR GOALS HAS BEEN PLACED IN THE
16 EMPLOYEE'S PERSONNEL FILE.
17 2. IN NO EVENT SHALL MEMBERS OF THE BOARD OF A STATE AUTHORITY RECEIVE
18 BONUS OR INCENTIVE PAYMENTS. NOTHING IN THIS SECTION SHALL BE DEEMED TO
19 PREVENT RETROACTIVE COMPENSATION INCREASES UNDER A COLLECTIVE BARGAINING
20 AGREEMENT.
21 S 2. This act shall take effect immediately.

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

LBD01216-03-1