

519--B

Cal. No. 576

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 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

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 AN INDIVIDUAL BY OR ON BEHALF OF
5 STATE AUTHORITIES RECEIVE ADDITIONAL COMPENSATION AS A REWARD FOR
6 SERVICES ALREADY RENDERED AND FULLY COMPENSATED, SUCH AS A BONUS OR
7 RETROACTIVE PAY INCREASE; PROVIDED, HOWEVER, THAT NOTHING IN THIS
8 SECTION SHALL BE DEEMED TO PREVENT A STATE AUTHORITY FROM PAYING AN
9 INCENTIVE TO AN EMPLOYEE IN ACCORDANCE WITH A WRITTEN INCENTIVE PROGRAM
10 ADOPTED BY THE BOARD OF THE STATE AUTHORITY. NO INCENTIVE SHALL BE PAID
11 UNLESS A WRITTEN AGREEMENT SETTING FORTH A SPECIFIC PERFORMANCE GOAL OR
12 GOALS THAT MUST BE ACHIEVED TO EARN THE INCENTIVE OR INCENTIVES IS
13 EXECUTED BY THE EMPLOYEE BEFORE PERFORMANCE TO ACHIEVE THE GOAL OR GOALS
14 IS BEGUN; AND THE INCENTIVE SHALL NOT BE PAID UNLESS WRITTEN DOCUMENTA-
15 TION OF THE ACHIEVEMENT OF SUCH PERFORMANCE GOAL OR GOALS HAS BEEN
16 PLACED IN THE 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.

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