S T A T E O F N E W Y O R K

10284

I N A S S E M B L Y

March 16, 2010

Introduced by M. of A. TEDISCO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the legislative law, in relation to the payment of compensation and allowances to members of the state legislature

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

Section 1. Subdivision 1 of section 5 of the legislative law, as amended by chapter 635 of the laws of 1998, is amended to read as follows:

1. Effective January first, nineteen hundred ninety-nine, each member of the legislature shall receive a salary of seventy-nine thousand five hundred dollars per annum. Such salary of a member of the legislature shall be payable in twenty-six bi-weekly installments provided, however, that if legislative passage of the budget as defined in subdivision three of this section has not occurred prior to the first day of any fiscal year, the net amount of any such bi-weekly salary installment payments to be paid on or after such day shall be withheld and not paid until [such legislative passage of the budget has occurred whereupon] THE DATE THE FINAL bi-weekly salary installment [payments shall resume] PAYMENT OF THE YEAR IS DUE and THEN an amount equal to the accrued, withheld and unpaid installments shall be promptly paid to each member.

For purposes of this section, net amount shall mean gross salary minus any or all of the following deductions: federal taxes, state taxes, social security taxes, city taxes, payments on retirement loans, retirement contributions, contributions to health insurance or other group insurance programs, child support and court ordered payments.

S 2. Paragraph c of subdivision 2 of section 5-a of the legislative law, as added by chapter 635 of the laws of 1998, is amended to read as follows:

c. If legislative passage of the budget as defined in subdivision three of section five of this article has not occurred prior to the first day of any fiscal year, the net amount of any allowances authorized pursuant to this section to be paid on or after such date shall be withheld and not paid until [such legislative passage of the budget has

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

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occurred] THE DATE THE FINAL BI-WEEKLY SALARY INSTALLMENT PAYMENT OF THE YEAR IS DUE whereupon the payment of such allowances in an amount equal to the withheld and unpaid payments shall be paid pursuant to paragraph b of this subdivision.

For purposes of this section, net amount shall mean gross salary minus any or all of the following deductions: federal taxes, state taxes, social security taxes, city taxes, payments on retirement loans, retirement contributions, contributions to health insurance or other group insurance programs, child support and court ordered payments.

S 3. This act shall take effect immediately.