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

5503

2009-2010 Regular Sessions

I N S E N A T E

May 12, 2009

Introduced by Sens. SAVINO, KLEIN, MONSERRATE, ADAMS, DILAN, HUNTLEY, LANZA, ROBACH -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law, in relation to the terms and conditions of employment for members of the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police; to amend the executive law, in relation to salary schedules for such members of such units; to amend the state finance law, in relation to the employee benefit fund for members of such units; to amend the civil service law, in relation to salary schedules for members of the collective negotiating unit designated as the professional, scientific and technical services unit; making an appropriation therefor; and to repeal certain provisions of the executive law and the state finance law relating to the salary and benefits payable to members of the collective bargaining units representing troopers, and commissioned and non-commissioned officers of the division of state police

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

Section 1. Subdivision 2 of section 215 of the executive law is REPEALED and a new subdivision 2 is added to read as follows:

2. A. SALARY SCHEDULES FOR THE TITLES OF TROOPER, SERGEANT, TECHNICAL SERGEANT, STATION COMMANDER, ZONE SERGEANT, FIRST SERGEANT, STAFF SERGEANT, CHIEF TECHNICAL SERGEANT, LIEUTENANT, TECHNICAL LIEUTENANT, LIEUTENANT BCI, CAPTAIN, CAPTAIN BCI AND MAJOR:

(1) EFFECTIVE APRIL FIRST, TWO THOUSAND SEVEN, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF TROOPERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE,	CITY OF NEW	NASSAU AND	ALL OTHER

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

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	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
TRAINEE 1	NOT APPLICABLE	NOT APPLICABLE	NOT APPLICABLE	$50,374
TRAINEE 2	$60,820	$61,785	$62,037	$60,639
STEP 1	$64,766	$65,732	$65,985	$64,586
STEP 2	$68,710	$69,675	$69,929	$68,530
STEP 3	$71,072	$72,037	$72,290	$70,891
STEP 4	$73,872	$74,837	$75,090	$73,690
STEP 5	$76,983	$77,948	$78,201	$76,803

(2) EFFECTIVE APRIL FIRST, TWO THOUSAND EIGHT, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF TROOPERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
TRAINEE 1	NOT APPLICABLE	NOT APPLICABLE	NOT APPLICABLE	$50,374
TRAINEE 2	$62,645	$63,639	$63,898	$62,458
STEP 1	$66,709	$67,704	$67,965	$66,524
STEP 2	$70,771	$71,765	$72,027	$70,586
STEP 3	$73,204	$74,198	$74,459	$73,018
STEP 4	$76,088	$77,082	$77,343	$75,901
STEP 5	$79,292	$80,286	$80,547	$79,107

(3) EFFECTIVE APRIL FIRST, TWO THOUSAND NINE, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF TROOPERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
TRAINEE 1	NOT APPLICABLE	NOT APPLICABLE	NOT APPLICABLE	$50,374
TRAINEE 2	$64,524	$65,548	$65,815	$64,332
STEP 1	$68,710	$69,735	$70,004	$68,520
STEP 2	$72,894	$73,918	$74,188	$72,704
STEP 3	$75,400	$76,424	$76,693	$75,209
STEP 4	$78,371	$79,394	$79,663	$78,178
STEP 5	$81,671	$82,695	$82,963	$81,480

(4) EFFECTIVE APRIL FIRST, TWO THOUSAND TEN, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF TROOPERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
TRAINEE 1	NOT APPLICABLE	NOT APPLICABLE	NOT APPLICABLE	$50,374
TRAINEE 2	$67,105	$68,170	$68,448	$66,905
STEP 1	$71,458	$72,524	$72,804	$71,261
STEP 2	$75,810	$76,875	$77,156	$75,612
STEP 3	$78,416	$79,481	$79,761	$78,217
STEP 4	$81,506	$82,570	$82,850	$81,305
STEP 5	$84,938	$86,003	$86,282	$84,739

(5) EFFECTIVE APRIL FIRST, TWO THOUSAND SEVEN, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED

OFFICERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
SERGEANT AND TECHNICAL SERGEANT	$90,677	$91,643	$91,896	$90,498
STATION COMMANDER	$93,607	$94,574	$94,826	$93,428
ZONE SERGEANT	$95,100	$96,064	$96,318	$94,921
FIRST SERGEANT, STAFF SERGEANT AND CHIEF TECHNICAL SERGEANT	$99,993	$100,958	$101,212	$99,813
LIEUTENANT AND TECHNICAL LIEUTENANT	$108,364	$109,328	$109,582	$108,185
LIEUTENANT BCI	$110,486	$111,450	$111,705	$110,306
CAPTAIN	$115,567	$116,531	$116,786	$115,387
CAPTAIN BCI	$117,720	$118,684	$118,938	$117,539
MAJOR	$123,141	$124,105	$124,359	$122,960

(6) EFFECTIVE APRIL FIRST, TWO THOUSAND EIGHT, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
SERGEANT AND TECHNICAL SERGEANT	$93,397	$94,392	$94,653	$93,213
STATION COMMANDER	$96,415	$97,411	$97,671	$96,231
ZONE SERGEANT	$97,953	$98,946	$99,208	$97,769
FIRST SERGEANT, STAFF SERGEANT AND CHIEF TECHNICAL SERGEANT	$102,993	$103,987	$104,248	$102,807
LIEUTENANT AND TECHNICAL LIEUTENANT	$111,615	$112,608	$112,869	$111,431
LIEUTENANT				

BCI	$113,801	$114,794	$115,056	$113,615
CAPTAIN	$119,034	$120,027	$120,290	$118,849
CAPTAIN BCI	$121,252	$122,245	$122,506	$121,065
MAJOR	$126,835	$127,828	$128,090	$126,649

(7) EFFECTIVE APRIL FIRST, TWO THOUSAND NINE, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
SERGEANT AND TECHNICAL SERGEANT	$96,199	$97,224	$97,493	$96,009
STATION COMMANDER ZONE SERGEANT FIRST SERGEANT, STAFF SERGEANT AND CHIEF TECHNICAL SERGEANT	$99,307	$100,333	$100,601	$99,118
LIEUTENANT AND TECHNICAL LIEUTENANT	$100,892	$101,914	$102,184	$100,702
BCI	$106,083	$107,107	$107,375	$105,891
CAPTAIN	$114,963	$115,986	$116,255	$114,774
CAPTAIN BCI	$117,215	$118,238	$118,508	$117,023
MAJOR	$122,605	$123,628	$123,899	$122,414
	$124,890	$125,912	$126,181	$124,697
	$130,640	$131,663	$131,933	$130,448

(8) EFFECTIVE APRIL FIRST, TWO THOUSAND TEN, MEMBERS OF THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE SHALL RECEIVE A BASIC ANNUAL SALARY PURSUANT TO THE FOLLOWING SCHEDULE:

	ORANGE, PUTNAM AND DUTCHESS COUNTIES	CITY OF NEW YORK, ROCKLAND AND WESTCHESTER COUNTIES	NASSAU AND SUFFOLK COUNTIES	ALL OTHER LOCATIONS
SERGEANT AND TECHNICAL SERGEANT	$100,047	$101,113	$101,393	$99,849
STATION COMMANDER ZONE SERGEANT FIRST SERGEANT, STAFF SERGEANT AND CHIEF TECHNICAL	$103,279	$104,346	$104,625	$103,083
	$104,928	$105,991	$106,271	$104,730

SERGEANT	$110,326	$111,391	$111,670	$110,127
LIEUTENANT AND TECHNICAL				
LIEUTENANT	$119,562	$120,625	$120,905	$119,365
LIEUTENANT BCI	$121,904	$122,968	$123,248	$121,704
CAPTAIN	$127,509	$128,573	$128,855	$127,311
CAPTAIN BCI	$129,886	$130,948	$131,228	$129,685
MAJOR	$135,866	$136,930	$137,210	$135,666

B. THE SALARY SCHEDULES IN SUBPARAGRAPHS ONE, TWO, THREE AND FOUR OF PARAGRAPH A OF THIS SUBDIVISION SHALL REFLECT A FIVE-STEP PROGRESSION FROM THE ENTRY LEVEL, STEP 1 SALARY TO THE HIGHEST LEVEL, STEP 5, FOR THE POSITION OF TROOPER.

C. THE SALARY SCHEDULES IN PARAGRAPH A OF THIS SUBDIVISION REFLECT THE BASIC ANNUAL SALARY FOR EMPLOYEES IN THOSE TITLES LISTED WHOSE PRINCIPAL PLACE OF EMPLOYMENT, OR IN THE CASE OF A FIELD EMPLOYEE, WHOSE OFFICIAL STATION AS DETERMINED IN ACCORDANCE WITH THE REGULATIONS OF THE STATE COMPTROLLER IS LOCATED IN THE LOCATIONS LISTED IN THE SALARY SCHEDULE. THE SALARY SCHEDULES SHALL NOT BE APPLICABLE TO THOSE MEMBERS IN THE TITLE OF SPECIAL TROOPER.

S 2. Paragraph a of subdivision 2 of section 207-b of the state finance law is REPEALED and a new paragraph a is added to read as follows:

A. WHERE, AND TO THE EXTENT THAT, THE AGREEMENTS BETWEEN THE STATE AND AN EMPLOYEE ORGANIZATION ENTERED INTO PURSUANT TO ARTICLE FOURTEEN OF THE CIVIL SERVICE LAW SO PROVIDE ON BEHALF OF EMPLOYEES IN THE COLLECTIVE NEGOTIATING UNITS CONSISTING OF TROOPERS AND COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE, ESTABLISHED PURSUANT TO ARTICLE FOURTEEN OF THE CIVIL SERVICE LAW, AND UPON AUDIT AND WARRANT OF THE STATE COMPTROLLER, THE DIRECTOR SHALL PROVIDE FOR THE PAYMENT OF MONIES TO SUCH EMPLOYEE ORGANIZATION FOR THE ESTABLISHMENT AND MAINTENANCE OF AN EMPLOYEE BENEFIT FUND ESTABLISHED BY THE EMPLOYEE ORGANIZATION FOR THE EMPLOYEES IN THE NEGOTIATING UNITS COVERED BY THE CONTROLLING PROVISIONS OF SUCH AGREEMENTS PROVIDING FOR SUCH EMPLOYEE BENEFIT FUND. SUCH AMOUNTS ARE TO BE DETERMINED CONSISTENT WITH SAID AGREEMENTS ON THE BASIS OF THE NUMBER OF FULL-TIME ANNUAL SALARIED EMPLOYEES, OTHER THAN FULL-TIME SEASONAL EMPLOYEES, ON THE PAYROLL ON MARCH FIRST, TWO THOUSAND SEVEN FOR PAYMENTS TO BE MADE ON APRIL FIRST, TWO THOUSAND SEVEN, THE NUMBER OF FULL-TIME ANNUAL SALARIED EMPLOYEES, OTHER THAN FULL-TIME SEASONAL EMPLOYEES, ON THE PAYROLL ON MARCH FIRST, TWO THOUSAND EIGHT FOR PAYMENTS TO BE MADE ON APRIL FIRST, TWO THOUSAND EIGHT, THE NUMBER OF FULL-TIME ANNUAL SALARIED EMPLOYEES, OTHER THAN FULL-TIME SEASONAL EMPLOYEES, ON THE PAYROLL ON MARCH FIRST, TWO THOUSAND NINE FOR PAYMENTS TO BE MADE ON APRIL FIRST, TWO THOUSAND NINE AND THE NUMBER OF FULL-TIME ANNUAL SALARIED EMPLOYEES, OTHER THAN FULL-TIME SEASONAL EMPLOYEES, ON THE PAYROLL ON MARCH FIRST, TWO THOUSAND TEN FOR PAYMENTS TO BE MADE ON APRIL FIRST, TWO THOUSAND TEN. THE AMOUNTS, WHICH WILL BE DETERMINED PURSUANT TO THIS SECTION, FOR EMPLOYEES WHO ARE PAID FROM SPECIAL OR ADMINISTRATIVE FUNDS, OTHER THAN THE GENERAL FUND OR THE CAPITAL PROJECTS FUND OF THE STATE, WILL BE PAID FROM THE APPROPRIATIONS AS PROVIDED BY LAW, IN WHICH CASE THE STATE COMPTROLLER WILL ESTABLISH PROCEDURES TO ENSURE REPAYMENT FROM SAID SPECIAL OR ADMINISTRATIVE FUNDS. THE DIRECTOR SHALL ENTER INTO AN AGREEMENT WITH THE EMPLOYEE ORGANIZATION THAT SETS FORTH THE SPECIFIC TERMS AND CONDITIONS FOR THE TRANSMITTAL OF MONIES PURSUANT TO THIS SECTION.

S 3. Subparagraph 4 of paragraph c of subdivision 1 of section 130 of the civil service law, as added by chapter 114 of the laws of 2008, is amended to read as follows:

(4) Effective April first, two thousand ten for officers and employees on the administrative payroll and effective March twenty-fifth, two thousand ten for officers and employees on the institutional payroll:

SG	HIRING RATE	JOB RATE	ADVANCE AMOUNT	JR ADVANCE AMOUNT
1	$21,115	$27,249	$877	$877
2	$21,916	$28,343	$919	$919
3	$22,988	$29,730	$964	$964
4	$24,020	$31,115	$1,011	$1,033
5	$25,158	$32,602	$1,064	$1,064
6	$26,506	$34,317	$1,116	$1,116
7	$27,994	$36,173	$1,162	$1,212
8	$29,535	$38,089	$1,203	$1,339
9	$31,181	$40,136	$1,247	$1,477
10	$32,950	$42,368	$1,302	$1,610
11	$34,838	$44,762	$1,387	$1,608
12	$36,791	$47,138	$1,434	$1,745
13	$38,934	$49,821	$1,491	$1,941
14	$41,170	$52,552	$1,594	$1,824
15	$43,500	$55,455	$1,652	$2,045
16	$45,940	$58,468	$1,715	$2,238
17	$48,518	$61,763	$1,797	$2,466
18	$51,268	$65,190	$1,761	$3,362
19	$54,045	$68,637	$1,834	$3,594
20	$56,813	$72,076	[$1,911] $1,910	[$3,804] $3,803
21	$59,825	$75,862	$1,994	$4,074
22	$63,041	$79,819	$2,078	$4,316
23	$66,375	$83,954	$2,164	$4,599
24	$69,911	$88,256	$2,247	$4,865
25	$73,768	$92,974	$2,343	$5,150
26	$77,654	$95,718	$2,438	$3,438
27	$81,856	$100,822	$2,567	$3,567
28	$86,168	$105,829	$2,666	$3,666
29	$90,684	$111,064	$2,769	$3,769
30	$95,423	$116,516	$2,871	$3,871
31	$100,510	$122,354	$2,978	$3,978
32	$105,853	$128,400	$3,079	$4,079
33	$111,611	$134,868	$3,180	$4,180
34	$117,556	$141,585	$3,290	$4,290
35	$123,651	$148,421	$3,396	$4,396
36	$129,866	$155,451	$3,513	[$4,512] $4,513
37	$136,681	$163,033	$3,622	$4,622
38	$127,518			

S 4. Subdivision 2 of section 216-b of the executive law, as amended by chapter 157 of the laws of 2005, paragraph (b) as amended by chapter 112 of the laws of 2006, is amended to read as follows:

2. (a) [Effective March thirty-first, two thousand three, members in the position of trooper, who on their anniversary date of employment with the division of state police have attained six or more years of

such satisfactory service in that position, shall be paid a longevity award of two hundred ninety-five ($295) dollars for each year of such satisfactory service up to twenty-five years. Such payment shall commence in the pay period following such anniversary date and shall be annualized and paid over the year-long period between anniversary dates. The longevity amounts provided by this subdivision shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not impair any increments or other rights or benefits to which a member may be entitled; provided, however, that longevity awards shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.] (1) EFFECTIVE APRIL FIRST, TWO THOUSAND SEVEN, ALL MEMBERS IN THE POSITION OF TROOPER IN THE DIVISION OF STATE POLICE, WHICH SHALL NOT INCLUDE THOSE IN THE TITLE OF SPECIAL TROOPER, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$430
11-15	$480
16-25	$530

(2) EFFECTIVE APRIL FIRST, TWO THOUSAND EIGHT, ALL MEMBERS IN THE POSITION OF TROOPER IN THE DIVISION OF STATE POLICE, WHICH SHALL NOT INCLUDE THOSE IN THE TITLE OF SPECIAL TROOPER, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$460
11-15	$510
16-25	$560

(3) EFFECTIVE APRIL FIRST, TWO THOUSAND NINE, ALL MEMBERS IN THE POSITION OF TROOPER IN THE DIVISION OF STATE POLICE, WHICH SHALL NOT INCLUDE THOSE IN THE TITLE OF SPECIAL TROOPER, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$500
11-15	$550
16-25	$600

(4) EFFECTIVE APRIL FIRST, TWO THOUSAND TEN, ALL MEMBERS IN THE POSITION OF TROOPER IN THE DIVISION OF STATE POLICE, WHICH SHALL NOT INCLUDE THOSE IN THE TITLE OF SPECIAL TROOPER, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$540
11-15	$590
16-25	$640

(5) INDIVIDUALS WITH GREATER THAN TWENTY-FIVE YEARS OF SERVICE SHALL CONTINUE TO RECEIVE A LONGEVITY AWARD AT THE TWENTY-FIVE YEAR AMOUNT. SUCH PAYMENT SHALL COMMENCE IN THE PAY PERIOD FOLLOWING SUCH ANNIVERSARY DATE AND SHALL BE ANNUALIZED AND PAID OVER THE YEAR-LONG PERIOD BETWEEN ANNIVERSARY DATES.

(b) [Effective April first, two thousand six, the longevity schedule referenced in paragraph (a) of this subdivision shall be replaced for all members in the position of trooper in the division of state police, which shall not include those in the title of special trooper. Members in the position of trooper, other than those in the title of special trooper, who on their anniversary date of employment with the division of state police have attained six or more years of such satisfactory service in the division, shall be paid a longevity award according to the following schedule for each year of such satisfactory service up to twenty-five years:

Years of Service	Amount per year
6-10	$400
11-15	$450
16-25	$500

Individuals with greater than twenty-five years of service shall continue to receive a longevity award at the twenty-five year amount. Such payment shall commence in the pay period following such anniversary date and shall be annualized and paid over the year-long period between anniversary dates. The longevity amounts provided by this subdivision shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not impair any increments or other rights or benefits to which a member may be entitled; provided, however, that longevity awards shall be included as compensation for purposes of computation of overtime pay and for retirement purposes. The provisions of this paragraph shall not apply to members in the title of special trooper.

(c) Members of the unit who are receiving a longevity award under paragraph (a) of this subdivision shall be eligible to receive an increased longevity award that corresponds to the schedule in paragraph (b) of this subdivision on April first, two thousand six. Such member shall not be required to wait until his or her next anniversary date to receive an increased longevity award under paragraph (b) of this subdivision. Additionally, members of the unit who are not eligible to receive a longevity award under paragraph (a) of this subdivision, but who on April first, two thousand six, are eligible to receive a longevity award under paragraph (b) of this subdivision, shall receive a longevity award that corresponds to the schedule in paragraph (b) of this subdivision on April first, two thousand six. Such member shall not be required to wait until his or her next anniversary date to begin receiving a longevity award under paragraph (b) of this subdivision. Members shall only be entitled to receive a pro-rata share of a full-year longevity award from the period April first, two thousand six, to his or her next anniversary date.] THE LONGEVITY AMOUNTS PROVIDED BY THIS SUBDIVISION SHALL BE IN ADDITION TO, AND SHALL NOT BE A PART OF, A MEMBER'S ANNUAL BASIC SALARY, AND SHALL NOT IMPAIR ANY INCREMENTS OR OTHER RIGHTS OR BENEFITS TO WHICH A MEMBER MAY BE ENTITLED; PROVIDED, HOWEVER, THAT LONGEVITY AWARDS SHALL BE INCLUDED AS COMPENSATION FOR PURPOSES OF COMPUTATION OF OVERTIME PAY AND FOR RETIREMENT PURPOSES. THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY TO MEMBERS IN THE TITLE OF SPECIAL TROOPER.

S 5. Subdivision 3 of section 216-b of the executive law, as amended by chapter 157 of the laws of 2005, paragraph (b) as amended by chapter 112 of the laws of 2006, is amended to read as follows:

3. (a) [Effective March thirty-first, two thousand three, members in the collective negotiating unit consisting of commissioned and non-commissioned officers in the division of state police who on their anniversary date of employment with the division have attained six or more years of such satisfactory service shall be paid a longevity award in accordance with the following schedule:

Years of Service	Amount
6	$800
7	$850
8	$900
9	$950
10	$1,000
11	$1,050
12	$1,100
13	$1,150
14	$1,200
15	$1,650
16	$1,700
17	$1,750
18	$1,800
19	$1,850
20	$2,000
21	$2,050
22	$2,100
23	$2,150
24	$2,200
25 or greater	$2,250

Such payment shall commence in the pay period following such anniversary date and shall be annualized and paid over the year-long period between anniversary dates.] (1) EFFECTIVE APRIL FIRST, TWO THOUSAND SEVEN, ALL MEMBERS IN THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$430
11-15	$480
16-25	$530

(2) EFFECTIVE APRIL FIRST, TWO THOUSAND EIGHT, ALL MEMBERS IN THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$460
11-15	$510
16-25	$560

(3) EFFECTIVE APRIL FIRST, TWO THOUSAND NINE, ALL MEMBERS IN THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$500
11-15	$550
16-25	$600

(4) EFFECTIVE APRIL FIRST, TWO THOUSAND TEN, ALL MEMBERS IN THE COLLECTIVE NEGOTIATING UNIT CONSISTING OF COMMISSIONED AND NON-COMMISSIONED OFFICERS IN THE DIVISION OF STATE POLICE, WHO ON THEIR ANNIVERSARY DATE OF EMPLOYMENT WITH THE DIVISION OF STATE POLICE HAVE ATTAINED SIX OR MORE YEARS OF SUCH SATISFACTORY SERVICE IN THE DIVISION, SHALL BE PAID A LONGEVITY AWARD ACCORDING TO THE FOLLOWING SCHEDULE FOR EACH YEAR OF SUCH SATISFACTORY SERVICE UP TO TWENTY-FIVE YEARS:

YEARS OF SERVICE	AMOUNT PER YEAR
6-10	$540
11-15	$590
16-25	$640

(5) INDIVIDUALS WITH GREATER THAN TWENTY-FIVE YEARS OF SERVICE SHALL CONTINUE TO RECEIVE A LONGEVITY AWARD AT THE TWENTY-FIVE YEAR AMOUNT. SUCH PAYMENT SHALL COMMENCE IN THE PAY PERIOD FOLLOWING SUCH ANNIVERSARY DATE AND SHALL BE ANNUALIZED AND PAID OVER THE YEAR-LONG PERIOD BETWEEN ANNIVERSARY DATES.

(b) [Effective April first, two thousand six, the longevity schedule referenced in paragraph (a) of this subdivision shall be replaced for all members in the collective negotiating unit consisting of commissioned and non-commissioned officers in the division of state police, who on their anniversary date of employment with the division have attained six or more years of such satisfactory service in the division, shall be paid a longevity award according to the following schedule for each year of such satisfactory service up to twenty-five years:

Years of Service	Amount per year
6-10	$400
11-15	$450
16-25	$500

Individuals with greater than twenty-five years of service shall continue to receive a longevity award at the twenty-five year amount. Such payment shall commence in the pay period following such anniversary date and shall be annualized and paid over the year-long period between anniversary dates. The longevity amounts provided by this subdivision shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not impair any increments or other rights or benefits to which a member may be entitled; provided, however, that longevity awards shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.

(c)] Eligible members in the collective negotiating unit consisting of commissioned and non-commissioned officers in the division of state police, who are commissioned officers, effective April first, two thousand, shall be paid supplemental longevities in addition to the longevities provided for in paragraph (a) of this subdivision, in accordance with the following schedule:

After five years following appointment as a commissioned officer - five hundred dollars

After ten years following appointment as a commissioned officer - one thousand dollars

After fifteen years following appointment as a commissioned officer - one thousand five hundred dollars

Such payment shall commence in the pay period following such anniversary date and shall be annualized and paid over the year-long period between anniversary dates.

[(d)] (C) The longevity amounts provided by this subdivision shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not impair any other rights or benefits to which a member may be entitled; provided, however, that longevity awards shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.

[(e) Members of the unit who are receiving a longevity award under paragraph (a) of this subdivision shall be eligible to receive an increased longevity award which corresponds to the schedule listed in paragraph (b) of this subdivision on April first, two thousand six. Such member shall not be required to wait until his or her next anniversary date to receive an increased longevity award under paragraph (b) of this subdivision. Additionally, members of the unit who are not eligible to receive a longevity award under paragraph (a) of this subdivision, but who on April first, two thousand six, are eligible to receive a longevity award under paragraph (b) of this subdivision, shall receive a longevity award that corresponds to the schedule in paragraph (b) of this subdivision on April first, two thousand six. Such member shall not be required to wait until his or her next anniversary date to begin receiving a longevity award under paragraph (b) of this subdivision. Members shall only be entitled to receive a pro-rata share of a full-year longevity award from the period April first, two thousand six, to his or her next anniversary date.]

S 6. Retroactive lump sum payment. Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit consisting of troopers in the division of state police, members of such unit at the Trainee 1 step at any point during the period April 1, 2007 up to and including September 16, 2008 shall receive the equivalent of a three percent increase to the basic annual salary received at the Trainee 1 rate for the period between April 1, 2007 and the completion of such employee's service at the Trainee 1 step. The amounts herein shall be included as compensation for purposes of computation of overtime pay and for retirement purposes and shall count as compensation earned during the year or years for which it is calculated and not as compensation earned wholly in the year in which the lump sum is paid.

S 7. Location compensation. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, members in these collective negotiating units whose principal place of employment, or, in the case of a field employee, whose official station as determined in accordance with the regulations of the state comptroller, is located in the county of Monroe and who were on the payroll on March 31, 1985, and who have received this location compensation continually since then, shall continue to receive location pay at the rate of two hundred

dollars ($200) per year, provided the member continues to be otherwise eligible. Such location pay shall continue to be annualized and paid during the regular bi-weekly periods. Such location pay shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not affect or impair any increments or other rights or benefits to which the member may be entitled; provided, however, that location pay shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.

(b) Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, members in these collective negotiating units whose principal place of employment, or, in the case of a field employee, whose official station as determined in accordance with the regulations of the state comptroller, is located in the city of New York, or in the county of Rockland, Westchester, Nassau or Suffolk shall receive location pay as follows:

Effective Date	Amount
April 1, 2007	$1,392
April 1, 2008	$1,434
April 1, 2009	$1,477
April 1, 2010	$1,536

Such location pay shall continue to be annualized and paid during regular bi-weekly periods. Such location pay shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not affect or impair any increments of other rights or benefits to which the member may be entitled; provided, however, that the location pay shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.

S 8. Supplemental location compensation. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, members in these collective negotiating units whose principal place of employment, or, in the case of a field employee, whose official station as determined in accordance with the regulations of the state comptroller, is located in the city of New York, or in the county of Putnam, Orange, Dutchess, Rockland, Westchester, Nassau or Suffolk shall receive supplemental location pay as follows:

Effective April 1, 2007	
Orange, Putnam or Dutchess County	$1,160
Rockland or Westchester County or city of New York	$1,739
Nassau or Suffolk County	$2,029
Effective April 1, 2008	
Orange, Putnam or Dutchess County	$1,195
Rockland or Westchester County or city of New York	$1,791
Nassau or Suffolk County	$2,090
Effective April 1, 2009	
Orange, Putnam or Dutchess County	$1,230
Rockland or Westchester County or city of New York	$1,845

Nassau or Suffolk County	$2,153
Effective April 1, 2010	
Orange, Putnam or Dutchess County	$1,280
Rockland or Westchester County or city of New York	$1,918
Nassau or Suffolk County	$2,239

(b) Such supplemental location pay shall continue to be annualized and paid during regular bi-weekly periods. Such supplemental location compensation shall be in addition to, and shall not be a part of, a member's annual basic salary, and shall not affect or impair any increments or other rights or benefits to which a member may be entitled; provided, however, that such compensation shall be included as compensation for purposes of computation of overtime pay and for retirement purposes.

S 9. Expanded duty pay. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, effective April 1, 2007, members in the collective negotiating units described above shall receive expanded duty pay in the amount of three thousand eight hundred fifty-two dollars ($3,852). Effective April 1, 2008 this amount shall be increased to five thousand fifty-two dollars ($5,052). Effective April 1, 2009, this amount shall be increased to six thousand two hundred fifty-two dollars ($6,252). Effective April 1, 2010, this amount shall be increased to seven thousand four hundred fifty-two dollars ($7,452).

(b) Such expanded duty pay shall continue to be annualized and paid during regular bi-weekly periods. Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's annual basic salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for purposes of computation of overtime pay and as compensation for retirement. No expanded duty pay shall be paid to any member while at the Trainee 1 step or to any member in the title of Special Trooper.

S 10. Hazardous duty pay. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, effective April 1, 2010, members in the collective negotiating units described above shall receive hazardous duty pay in the amount of twelve hundred dollars ($1,200) annually.

(b) Such hazardous duty pay shall be payable to those unit members on the payroll on November first of each year during the pay period that includes December first. Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's annual basic salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for purposes of computation of overtime pay and as compensation for retirement.

S 11. Command pay. (a) Notwithstanding any provision of law to the contrary, pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negoti-

ating unit consisting of commissioned and non-commissioned officers in the division of state police, in recognition that commissioned and non-commissioned officers in the division of state police assume higher level responsibilities, such commissioned and non-commissioned officers shall receive command pay in the amount of two hundred eighty-nine dollars ($289) effective April 1, 2007. Effective April 1, 2008, such command pay shall be increased to two hundred ninety-eight dollars ($298). Effective April 1, 2009, such command pay shall be increased to three hundred seven dollars ($307). Effective April 1, 2010, such command pay shall be increased to three hundred nineteen dollars ($319).

(b) Such payment shall be annualized and paid during the regular bi-weekly periods and shall be in addition to, and not part of, the member's annual basic salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, such payments shall be included as compensation for retirement purposes. Command pay shall be included for overtime calculations for non-commissioned officers.

S 12. Physical fitness program. (a) Pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, and the terms of the interest arbitration awards made pursuant to subdivision 4 of section 209 of the civil service law binding the executive branch of the state of New York and the employee organization representing such units, effective April 1, 2001 a joint labor-management committee shall be continued for the purpose of evaluating the assessment, study, and testing for the fitness of members of these units.

(b) Effective March 31, 2003, members in the collective negotiating units described in this section shall continue to receive an annual fitness bonus if they satisfy the fitness requirements developed by the division of state police during a fiscal year. The committee shall determine the amount of such fitness bonus and such awards shall be paid on or about December first of each fiscal year.

(c) The amounts received pursuant to this section shall be paid in addition to, and shall not be a part of, the member's annual basic salary, and shall not affect or impair any increments or other rights or benefits to which the employee may be entitled; provided, however, that any amounts shall be included as compensation for overtime and retirement purposes.

(d) The division of state police and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police may agree to expend the funds appropriated on an annual basis for the physical fitness program for a mutually agreeable alternate purpose.

S 13. Health benefits committees. (a) Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit consisting of troopers in the division of state police, during the period April 1, 2007 through March 31, 2011, there shall continue to be a committee on health benefits funded in the amount of $12,500 per fiscal year in the above cited period. One-half of this amount in each year shall be made available to the state and one-half shall be made available to the employee organization representing such unit.

(b) Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating

unit consisting of commissioned and non-commissioned officers in the division of state police, during the period April 1, 2007 through March 31, 2011, there shall continue to be a committee on health benefits funded in the amount of $5,000 per fiscal year in the above cited period. One-half of this amount in each year shall be made available to the state and one-half shall be made available to the employee organization representing such unit.

S 14. Professional development and training funds. (a) Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit consisting of troopers in the division of state police, during the period April 1, 2007 to March 31, 2011, there shall continue to be a professional development and quality of working life committee funded in the amount of $92,400 per fiscal year in the above cited period, from which the tuition reimbursement program, the master's program and the employee assistance program shall be supported.

(b) Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit consisting of commissioned and non-commissioned officers in the division of state police, during the period April 1, 2007 to March 31, 2011, there shall continue to be a professional development and quality of working life committee funded in the amount of $92,400 per fiscal year in the above cited period, from which the tuition reimbursement program, the master's program and the employee assistance program shall be supported.

S 15. Recognized degree pay. Notwithstanding any provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, or the terms of the interest arbitration awards made pursuant to subdivision 4 of section 209 of the civil service law binding the executive branch of the state of New York and the employee organization representing such units, effective March 31, 2003, the lump sum payments for degrees, as contained in sections 4 and 5 of chapter 244 of the laws of 2002, shall continue.

S 16. Member in charge of satellite station compensation. Members of the collective negotiating unit consisting of troopers in the division of state police who are designated "members in charge" of a satellite station shall continue to receive four hundred thirty-five dollars ($435) per year. Such payment for the "member in charge" designation shall commence upon such designation and shall be prorated based upon the duration of the designation.

S 17. Short swings. (a) Notwithstanding any provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, or the terms of the interest arbitration awards made pursuant to subdivision 4 of section 209 of the civil service law binding the executive branch of the state of New York and the employee organization representing such units, effective March 31, 2003, members of these units who are required to work short swings shall continue to receive compensation of thirty dollars ($30) for each short swing they are required to work and actually work. There shall be no short swing compensation where the short swing is worked at the request of, or for the convenience of the member, as determined by the

division of state police. The definition of short swing shall be a tour of duty commencing between the hours of five a.m. and nine a.m. (B line) followed by a tour of duty commencing between nine p.m. and one a.m. (A line) on consecutive days, or, a tour of duty commencing between the hours of one p.m. and five p.m. (C line) followed by a tour of duty commencing between the hours of five a.m. and nine a.m. (B line) on consecutive days. Such additional compensation shall not be payable if such member's hours of work continue from the conclusion of the former shift to the commencement of the latter shift without interruption.

(b) The additional compensation payable pursuant to this section shall be in addition to, and shall not be a part of, the member's annual basic salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that any compensation payable pursuant to this section shall be included as compensation for the purposes of computation of overtime pay and for retirement purposes. The director of the budget may adopt such regulations as may be deemed necessary to carry out the provisions of this section.

S 18. Unused sick leave at retirement. Effective March 31, 2003, the lump sum payment for unused sick leave at retirement as provided in section 9 of chapter 9 of the laws of 2001 and as provided in section 9 of chapter 10 of the laws of 2001 shall continue.

S 19. Overtime meal allowance. Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreements negotiated between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police, or the terms of the interest arbitration awards made pursuant to subdivision 4 of section 209 of the civil service law binding the executive branch of the state of New York and the employee organization representing such units, the overtime meal allowance for unit members shall continue at the rates in effect as of March 31, 2007.

S 20. The salary increases and benefit modifications provided for by this act for state employees in the collective negotiating units designated as the unit consisting of troopers in the division of state police and the unit consisting of commissioned and non-commissioned officers in the division of state police established pursuant to article 14 of the civil service law shall not be implemented until the director of employee relations shall have delivered to the director of the budget and the comptroller a letter certifying that there is in effect with respect to each such negotiating unit a collective negotiating agreement which provides for such increases and modifications and which is fully executed in writing with the state pursuant to article 14 of the civil service law, and ratified pursuant to the ratification procedure of the employee organization certified pursuant to article 14 of the civil service law to represent each such collective negotiating unit.

S 21. Payment and publication of grievance arbitration settlements and awards. Notwithstanding any provision of law to the contrary, the appropriations contained in this act shall be available to the state for the payment and publication of grievance arbitration settlements and awards pursuant to article 15 of the collective negotiating agreement between the state and the employee organization representing the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police.

S 22. Date of entitlement to salary increase. Notwithstanding the provisions of this act or of any other provision of law to the contrary, the increase of salary or compensation of any member of the collective

negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police provided by this act shall be added to the salary of such member at the beginning of that payroll period the first day of which is nearest to the effective date of such increase as provided in this act, or at the beginning of the earlier of two payroll periods the first days of which are nearest but equally near to the effective date of such increase as provided in this act; provided, however, that, for the purposes of determining the salary of such officer or employee upon reclassification, reallocation, appointment, promotion, transfer, demotion, reinstatement, or other change of status, such salary increase shall be deemed to be effective on the date thereof as prescribed by this act, with payment thereof pursuant to this section on a date prior thereto, instead of on such effective date, and shall not operate to confer any additional salary rights of benefits on such officer or employee. Payment of such salary increase may be deferred pursuant to section twenty-three of this act.

S 23. Deferred payment of salary increase. Notwithstanding the provisions of any other section of this act or of any other provision of law to the contrary, pending payment pursuant to this act of the basic annual salaries of incumbents of positions subject to this act, such incumbents shall receive, as partial compensation for services rendered, the rate of compensation otherwise payable in their respective positions. An incumbent holding a position subject to this act at any time during the period from April 1, 2007 until the time when basic annual salaries are first paid pursuant to this act for such services in excess of the compensation actually received therefor, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent is entitled for such service and the compensation actually received therefor. Such lump sum payment shall be made as soon as practicable. Any amount payable in such lump sum paid represents compensation earned in each of the year or years for which it is calculated pursuant to this act and not as compensation earned wholly in the year during which the lump sum is paid.

S 24. Use of appropriations. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the state comptroller is authorized to pay any amounts required by the foregoing provisions of this act. To the extent that existing appropriations available to any state department or agency in any fund are insufficient to accomplish the purposes set forth in this section, the director of the budget is authorized to allocate to the various departments and agencies, from any appropriations available in any fund, the amounts necessary to make such payments. Any appropriations or other funds available to any state department or agency for personal service or for other related employee benefits during the fiscal year commencing April 1, 2009 shall be available for the payment of any liabilities or obligations incurred pursuant to the foregoing provisions of this act, whether occurring prior to or during the state fiscal year commencing April 1, 2009 or during the state fiscal year commencing April 1, 2010.

S 25. Appropriations. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the several amounts as hereinafter set forth in this section are hereby appropriated from the funds so designated for use by any state department or agency for the fiscal year beginning April 1, 2009 to supplement appropriations from each respective fund available for personal service, other than personal service and fringe benefits, and to carry out the provisions of this act. The monies hereby appropriated are available for payment of

any liabilities or obligations incurred prior to or during the State fiscal year commencing April 1, 2009 in addition to liabilities or obligations associated with the state fiscal year commencing April 1, 2010. For this purpose, these appropriations shall remain in full force and effect for the payment of liabilities incurred on or before April 1, 2010. No money shall be available for expenditure from this appropriation until a certification of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chairperson of the senate finance committee, and the chairperson of the assembly ways and means committee.

ALL STATE DEPARTMENTS AND AGENCIES
Special Pay Bills

General Fund - State Purposes Account

PERSONAL SERVICE

Personal Service - Regular.....$52,345,000
Overtime.....$6,091,000
Other compensation, including but not limited to expanded duty pay, command pay, location compensation and supplemental location compensation.....$23,156,000
Supervisory Re-alignment.....$200,000

NON-PERSONAL SERVICE

Fringe benefits.....$7,020,000
Health Benefits Committee.....$35,000
Professional Development Fund.....$554,000
Contract Administration.....$25,000
Employee Benefit Fund.....$1,088,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
New York State Thruway Authority Fund

PERSONAL SERVICE

Personal Service - Regular.....$5,512,000
Overtime.....$981,000
Other compensation, including but not limited to expanded duty pay, command pay, location compensation and supplemental location compensation.....$2,520,000

NON-PERSONAL SERVICE

Fringe Benefits.....$4,452,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Regulation of Indian Gaming Account

PERSONAL SERVICE

Personal Service - Regular.....$125,000
Overtime.....$8,000
Other compensation, including but not limited to expanded duty pay, command pay, location compensation and supplemental location compensation.....$48,000

NON-PERSONAL SERVICE

Fringe benefits.....$89,000

Special Revenue Funds - Other / State Operations
Highway Safety Fund - 362
Commercial Vehicle Safety Account

PERSONAL SERVICE

Personal Service - Regular.....$495,000
Overtime.....$105,000
Other compensation, including but not limited to expanded duty pay, command pay, location compensation and supplemental location compensation.....$181,000

NON-PERSONAL SERVICE

Fringe benefits.....$386,000

S 26. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2007.

REPEAL NOTE.--Subdivision 2 of section 215 of the executive law, repealed by section one of this act, provided salary schedules for state employees in the particular titles in the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police and is replaced by revised salary schedules in a new subdivision 2 implementing an agreement between the state and the employee organization representing such units.

Paragraph a of subdivision 2 of section 207-b of the state finance law, repealed by section two of this act, provided for payments to an employee benefit fund for state employees in the particular titles in the collective negotiating units consisting of troopers and commissioned and non-commissioned officers in the division of state police is replaced by a revised schedule of payments to be made to such fund in a new paragraph a implementing an agreement between the state and the employee organization representing such units.