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2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. KOON, PEOPLES, ROBINSON, LAVINE, COOK -- Multi-Sponsored by -- M. of A. GLICK, GREENE, LIFTON, McENENY, TOWNS -- read once and referred to the Committee on Higher Education

AN ACT to amend the executive law, in relation to placing a limit on the annual salary and benefits package of the chancellor of the state university

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

1 Section 1. Subdivision 3 of section 169 of the executive law, as added
2 by chapter 263 of the laws of 1987, is amended and a new subdivision 4
3 is added to read as follows:

4 3. Notwithstanding any other provision of this section or any other
5 provision of law, the boards of trustees of the state university of New
6 York and the city university of New York shall each establish and imple-
7 ment salary plans for the chancellors, presidents and senior staffs of
8 such state and city universities, respectively; PROVIDED, HOWEVER, THAT
9 NO SUCH SALARY PLAN FOR THE CHANCELLOR OF THE STATE OR CITY UNIVERSITY
10 OF NEW YORK SHALL INCLUDE A SALARY AND BENEFITS PACKAGE EXCEEDING TWO
11 HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) ALLOCATED FROM PUBLIC FUNDS.
12 The board of regents shall establish and implement a separate salary
13 plan for the president of the university of the state of New York,
14 setting forth the compensation to be received by the president for
15 performing the duties of that office assigned by the rules of the
16 regents or statute, which shall be in addition to the compensation
17 received by such person pursuant to the provisions of subdivisions one
18 and two of this section. Such salary plans shall be developed after
19 consultation with the governor's office of employee relations and the
20 division of the budget. Any increase in compensation for the positions
21 set forth in this subdivision, not otherwise funded from any appropri-
22 ation, shall be funded from reallocations of funds within the appropri-
23 ations specifically identified by the aforementioned boards. Each board

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

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1 of trustees and the board of regents shall file a proposed salary plan
2 report with the chairs of the senate finance committee and the assembly
3 ways and means committee and the director of the budget at least sixty
4 days prior to the effective date of such salary plan. Each salary plan
5 report shall set forth the salary schedule, the dollar value of addi-
6 tional public compensation and other employment benefits that such posi-
7 tions would receive, the specific sources of funding to be reallocated
8 for salary increases, the amount of increase to be provided to each
9 position, the comparison salary data on which the plan is based, and
10 such other information as the boards of trustees and the board of
11 regents deem appropriate.

12 4. NOTWITHSTANDING ANY PROVISION OF THIS SECTION OR PROVISION OF LAW
13 TO THE CONTRARY, NO STATE ENTITY SHALL INCREASE THE SALARY OF A STATE
14 OFFICER, OR INCREASE A STATE OFFICERS' EMPLOYEE BENEFITS, IF THE ANNUAL
15 SALARY OF THAT STATE OFFICER AT THE TIME EQUALS OR EXCEEDS, OR WITH THE
16 INCREASE WOULD EQUAL OR EXCEED, THE ANNUAL SALARY OF THE GOVERNOR.

17 S 2. This act shall take effect immediately.