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I N S E N A T E

April 26, 2010

Introduced by Sen. DILAN -- (at request of the Thruway Authority) --
read twice and ordered printed, and when printed to be committed to
the Committee on Transportation

AN ACT to amend the public authorities law, in relation to the workers'
compensation law application to employee status

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

1 Section 1. Subdivision 5 of section 382 of the public authorities law,
2 as amended by chapter 138 of the laws of 1997, is amended to read as
3 follows:
4 5. The employees of the canal corporation, except those who are also
5 employees of the authority, generally shall not be deemed to be employ-
6 ees of the authority by reason of their employment by the canal corpo-
7 ration. However, officers, agents, and employees of the canal corpo-
8 ration and officers, agents, and employees of the authority may transfer
9 between the canal corporation and the authority, or vice versa, as
10 provided for in section three hundred fifty-five of this title, and
11 employees of the canal corporation may be placed on promotion lists for
12 authority jobs and vice versa, provided, however, that the canal corpo-
13 ration and the authority are separate promotion units for the purposes
14 of subdivision five of section fifty-two of the civil service law. Such
15 departmental and interdepartmental promotion eligible lists shall not be
16 certified until after the promotion unit eligible lists have been
17 exhausted. All officers, agents, and employees of the canal corporation
18 shall be subject to the provisions of the civil service law which shall
19 apply to the canal corporation as a municipal corporation other than a
20 city. The canal corporation shall participate in the New York state and
21 local employees' retirement system. NOTWITHSTANDING ANY OTHER PROVISION
22 OF LAW, EMPLOYEES OF THE CANAL CORPORATION SHALL BE DEEMED TO BE EMPLOY-
23 EES OF THE CANAL CORPORATION, THE STATE OF NEW YORK AND THE AUTHORITY
24 FOR PURPOSES OF APPLICATION OF THE WORKERS' COMPENSATION LAW.
25 S 2. This act shall take effect immediately.

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

LBD15693-01-0