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

6344

2011-2012 Regular Sessions

I N A S S E M B L Y

March 15, 2011

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

AN ACT to amend the civil service law, in relation to the requirements of a public employer when a collective bargaining agreement has expired and a new agreement is not in place

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

Section 1. Paragraph (e) of subdivision 1 of section 209-a of the civil service law, as amended by chapter 244 of the laws of 2007, is amended to read as follows:

(e) to refuse to continue all the terms of an expired agreement until a new agreement is negotiated, unless the employee organization which is a party to such agreement has, during such negotiations or prior to such resolution of such negotiations, engaged in conduct violative of subdivision one of section two hundred ten of this article, PROVIDED, HOWEVER, THAT NOTHING HEREIN OR IN ANY OTHER PROVISION OF LAW SHALL REQUIRE A PUBLIC EMPLOYER TO PAY HIGHER WAGES, BENEFITS, OR GIVE PROMOTIONS TO ANY EMPLOYEE WHETHER BASED ON PERFORMANCE, LONGEVITY, LENGTH OF SERVICE OR PASSAGE OF TIME AFTER THE EXPIRATION OF SUCH AGREEMENT AND BEFORE A NEW AGREEMENT HAS BEEN NEGOTIATED;

S 2. This act shall take effect immediately.

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

LBD09989-01-1