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

4692

2013-2014 Regular Sessions

I N S E N A T E

April 18, 2013

Introduced by Sen. LARKIN -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the labor law, in relation to the payment of prevailing wage supplements

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

Section 1. Paragraph b of subdivision 5 of section 220 of the labor law, as amended by chapter 752 of the laws of 1989, is amended to read as follows:

b. "Supplements," for the intents and purposes of this article, means all remuneration for employment paid in any medium other than cash, or reimbursement for expenses, or any payments which are not "wages" within the meaning of the law, including, but not limited to, health, welfare, non-occupational disability, retirement, vacation benefits, holiday pay, life insurance, and apprenticeship training. PROVIDED, FURTHER, THAT NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHAPTER TO THE CONTRARY, ALL SUPPLEMENTS PAYABLE DIRECTLY TO EMPLOYEES PURSUANT TO THIS ARTICLE SHALL BE PAID IN THE FORM OF A NEGOTIABLE INSTRUMENT, AND UNDER NO CIRCUMSTANCE SHALL SUCH SUPPLEMENTS BE PAID IN THE FORM OF CASH.

S 2. This act shall take effect on the thirtieth day after it shall have become a law and shall apply to prevailing wage supplements accruing on or after such date.

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

LBD10195-01-3