

5587

2013-2014 Regular Sessions

I N   A S S E M B L Y

March 4, 2013

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Introduced by M. of A. BRENNAN, GALEF, ABINANTI -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to prohibiting bonuses for employees of state or local authorities

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

1     Section 1. The public authorities law is amended by adding a new  
2     section 2854 to read as follows:  
3     S 2854. PROHIBITION ON PAYMENT OF BONUSES AT STATE AND LOCAL AUTHORI-  
4     TIES. NOTWITHSTANDING ANY PROVISION OF LAW, COMPENSATION PAID OR OTHER-  
5     WISE PROVIDED TO INDIVIDUALS EMPLOYED BY OR ON BEHALF OF STATE OR LOCAL  
6     AUTHORITIES SHALL BE LIMITED TO COMPENSATION AND BENEFITS COMPARABLE TO  
7     THOSE BENEFITS PROVIDED TO CIVIL SERVICE EMPLOYEES, AND, IF APPLICABLE,  
8     REIMBURSEMENT OF EXPENSES. NO BONUS OF ANY NATURE SHALL BE PAID TO ANY  
9     INDIVIDUAL EMPLOYED BY OR ON BEHALF OF A STATE OR LOCAL AUTHORITY UNLESS  
10    THE BONUS IS PAID PURSUANT TO A WRITTEN AGREEMENT WITH PERFORMANCE  
11    GOALS, EXECUTED AND RATIFIED BY THE BOARD OF THE STATE OR LOCAL AUTHORI-  
12    TY BEFORE THE PERFORMANCE IS RENDERED. PRIOR TO AWARDING THE BONUS, A  
13    WRITTEN EVALUATION OF THE PERFORMANCE RENDERED, IN COMPARISON TO THE  
14    PREDETERMINED PERFORMANCE GOALS, SHALL BE RATIFIED BY THE BOARD AND  
15    RECORDED IN THE BOARD MINUTES. NOTHING IN THIS SECTION SHALL SUPERSEDE  
16    ANY COLLECTIVE BARGAINING AGREEMENT ENTERED INTO PRIOR TO THE EFFECTIVE  
17    DATE OF THIS SECTION. IN NO EVENT SHALL MEMBERS OF THE BOARD OF A STATE  
18    OR LOCAL AUTHORITY RECEIVE A BONUS OF ANY NATURE. NOTHING IN THIS  
19    SECTION SHALL BE CONSTRUED TO AUTHORIZE PAYMENT OF AFTER THE FACT BONUS-  
20    ES OR PAYMENTS FOR PERFORMANCE ALREADY RENDERED AND FULLY COMPENSATED,  
21    INCLUDING BUT NOT LIMITED TO A RETROACTIVE PAY INCREASE OR INCENTIVE  
22    PAYMENT.  
23    S 2. This act shall take effect immediately.

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

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