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

5246

2015-2016 Regular Sessions

I N S E N A T E

May 11, 2015

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to higher education research foundations

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

Section 1. The not-for-profit corporation law is amended by adding a new section 1413 to read as follows:

S 1413. HIGHER EDUCATION RESEARCH FOUNDATIONS.

(A) FOR THE PURPOSES OF THIS SECTION, THE TERM "HIGHER EDUCATION RESEARCH FOUNDATION" SHALL MEAN A NOT-FOR-PROFIT CORPORATION, COMPANY OR PARTNERSHIP CLOSELY AFFILIATED WITH THE STATE UNIVERSITY OF NEW YORK AND WHOSE PURPOSES ARE ESSENTIALLY TO SUPPORT, SUPPLEMENT OR EXTEND THE FUNCTIONS AND PROGRAMS OF SUCH STATE UNIVERSITY, INCLUDING WITHOUT LIMITATION THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK AND ITS AFFILIATED ENTITIES.

(B) CIVIL SERVICE STATUS OF EMPLOYEES. ANY EMPLOYEE OF A HIGHER EDUCATION RESEARCH FOUNDATION SHALL BE DEEMED TO BE IN THE CLASSIFIED CIVIL SERVICE OR THE UNCLASSIFIED CIVIL SERVICE AS PROVIDED FOR IN THE CIVIL SERVICE LAW AND SHALL BE SUBJECT TO THE PROVISIONS OF THE CIVIL SERVICE LAW IN THE SAME MANNER AS AN EMPLOYEE OF A DEPARTMENT OR AGENCY OF THE STATE.

S 2. The state civil service commission may prescribe rules and regulations to define permanent employees of a higher education research foundation as defined in section 1413 of the not-for-profit corporation law, as added by section one of this act.

S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

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