

STATE OF NEW YORK

2860

2017-2018 Regular Sessions

IN SENATE

January 17, 2017

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the legislative law, in relation to freezing per diems for legislators with secondary incomes exceeding 20 percent of their legislative salaries

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 2 of section 5 of the legisla-
2 tive law, as added by section 7 of part CC of chapter 56 of the laws of
3 2015, is amended to read as follows:

4 (a) Each member of the legislature, upon verification of attendance,
5 which shall be by electronic verification when practicable, in compli-
6 ance with the policies set forth by the speaker of the assembly and the
7 temporary president of the senate for their respective bodies, shall be
8 eligible to receive payment of actual and necessary travel expenses and
9 a per diem equivalent to the most recent federal per diem rates
10 published by the general services administration as set forth in 41 CFR
11 (Code of Federal Regulations) Part 301, App. A, for the time in which
12 the member was in travel status in the performance of his or her duties
13 during the months in which the legislature is scheduled to be in regular
14 session. During the months when the legislature is not scheduled to be
15 in regular session, members shall receive such actual and necessary
16 travel expenses and per diems, in compliance with verification policies
17 and in accord with standards and limits for reimbursable events set
18 forth by the speaker of the assembly and the temporary president of the
19 senate for their respective bodies. The per diem allowances including
20 partial per diem allowances shall be made on audit and warrant of the
21 comptroller on vouchers approved by the temporary president of the
22 senate or his or her designee and speaker of the assembly or his or her
23 designee for their respective houses. Notwithstanding any other

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

LBD05894-01-7

1 provision of this section, the per diem rate received by legislators
2 with secondary incomes that exceed twenty percent of their legislative
3 salaries, shall not exceed the per diem rate established for the two
4 thousand nine-two thousand ten state fiscal year.

5 § 2. This act shall take effect immediately.