STATE OF NEW YORK

5811--A

Cal. No. 773

2017-2018 Regular Sessions

IN SENATE

May 2, 2017

Introduced by Sen. SQUADRON -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the civil service law, in relation to requiring the president of the civil service commission to prepare and deliver a bienniel report relating to current programs within each state agency that allow for alternative work schedules or flexible work hours

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

Section 1. Section 7 of the civil service law is amended by adding a new subdivision 7 to read as follows:

7. The president, in coordination with the office of information technology services, shall prepare a biennial report on or before the first day of September beginning September two thousand eighteen to be issued to the speaker of the assembly, the temporary president of the senate, the minority leader of the assembly, and the minority leader of the senate. Such report shall detail current programs within state agencies that allow for alternative work schedules or flexible work hours, the positive and negative experiences for agencies in utilizing alternative work schedules or flexible work hours, whether legal or practical reasons affect the ability to offer such schedules, and any existing plans agencies may have for expanding or contracting options available to employees. The president shall compile input from agencies pursuant to this subdivision, and each agency shall provide all available information upon request to the president. However, no plan regarding alternative work schedules or flexible work hours shall be implemented and cannot be enforced with regard to employees represented by a bargaining unit unless and until such plan is implemented through a collective bargaining agreement. The president shall also include an analysis on

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

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any findings of best practices among agencies and whether agencies can adopt additional practices to provide alternative schedules or flexible work hours. For purposes of this subdivision, "alternative work schedules or flexible work hours" shall mean an ongoing schedule modification that applies to more than one employee in a described business unit; alternative work schedules shall not include voluntary reduction in work schedule agreements and individualized work schedules.

§ 2. This act shall take effect immediately.