STATE OF NEW YORK

3708

2019-2020 Regular Sessions

IN ASSEMBLY

January 30, 2019

Introduced by M. of A. GUNTHER -- read once and referred to the Committee on Labor

AN ACT to require state agencies with over twenty-five percent of their workforce accruing overtime to maintain all full time equivalent positions from the previous year

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

Section 1. Notwithstanding any other law to the contrary, any state agency with over 25 percent of their workforce accruing overtime on a calendar year basis and absent an emergency requiring a temporary increase in overtime hours, shall maintain all full time equivalent positions from the previous year. State agencies shall report the total number of agency workers and the total number of workers accruing overtime from the previous calendar year, to the Director of Budget by January 15 of each year. In addition, any agency exceeding the threshold as established herein shall report on the number of full time equivalent positions that have been filled in accordance with this section and all efforts made to reduce overtime to beneath the threshold stated herein. Each agency shall further report on the number of temporary workers and per diem workers in positions in said agency and the specific number of hours worked by temporary and per diem workers. Said report shall include the length of time said temporary workers or per diem workers have been employed in each agency.

§ 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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