STATE OF NEW YORK

6555

2019-2020 Regular Sessions

IN SENATE

June 16, 2019

Introduced by Sen. GOUNARDES -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the executive law, in relation to terms and conditions of employment for members of the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police; to amend the state finance law, in relation to the employee benefit fund for members of such unit; making an appropriation therefor; and repealing certain provisions of the executive law and the state finance law relating thereto (Part A); and to provide for the adjustment of stipends of certain incumbents in the state university of New York and designating moneys therefor; to continue a doctoral program recruitment and retention enhancement fund; to continue work-life services and pre-tax programs; to continue a professional development committee; to continue a comprehensive college graduate program recruitment and retention fund; to continue a fee mitigation fund; to continue a downstate location fund; to continue a joint labor management advisory board; to continue an accidental death benefit; providing compensation for certain state employees in the state university that are designated, stipulated, or excluded from negotiating units as managerial or confidential pursuant to article 14 of the civil service law and certain employees of contract colleges at Cornell and Alfred Universities; and making an appropriation therefor (Part B)

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

Section 1. This act enacts into law legislation necessary to implement collective bargaining agreements and to implement changes to salary and benefits for certain state officers and employees excluded from collective negotiating units. Each component is wholly contained within a Part identified as Parts A and B. The effective date for each particular provision contained within such Part is set forth in the last section of such Part. Any provision in any section contained within a Part, including the effective date of the Part, which makes reference to a section "of this act", when used in connection with that particular component,

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

LBD12030-02-9

shall be deemed to mean and refer to the corresponding section of the Part in which it is found. Section two of this act sets forth the general severability clause applicable to this act. Section three of this act sets forth the general effective date of this act.

PART A

COLLECTIVE BARGAINING AGREEMENT BETWEEN
THE STATE OF NEW YORK AND THE NEW YORK STATE POLICE INVESTIGATORS ASSOCIATION
FOR 2018-2023

Section 1. Paragraph a of subdivision 3 of section 216 of the executive law is REPEALED and a new paragraph a is added to read as follows:

a. Salary schedules for investigators, senior investigators, and investigative specialists in the division of state police.

(1) Effective April first, two thousand eighteen, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk New York City Rockland Westchester Orange Putnam Dutchess	All Other
0 - 1	$104,822	$103,134
1 - 2	$104,822	$103,134
2 - 3	$104,822	$103,134
3 - 4	$104,822	$103,134
4 - 5	$104,822	$103,134
5 - 6	$104,822	$103,134
6+	$104,822	$103,134

(2) Effective April first, two thousand nineteen, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Hired on or After 10/1/19	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$100,000	$106,918	$106,606	$105,420	$105,197
1 - 2		$106,918	$106,606	$105,420	$105,197
2 - 3		$106,918	$106,606	$105,420	$105,197
3 - 4		$106,918	$106,606	$105,420	$105,197
4 - 5		$106,918	$106,606	$105,420	$105,197
5 - 6		$106,918	$106,606	$105,420	$105,197
6+		$106,918	$106,606	$105,420	$105,197

(3) Effective April first, two thousand twenty, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Hired on Or After 10/1/19	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$102,000	$109,056	$108,738	$107,528	$107,301
1 - 2	$105,000	$109,056	$108,738	$107,528	$107,301
2 - 3		$109,056	$108,738	$107,528	$107,301
3 - 4		$109,056	$108,738	$107,528	$107,301

4 - 5	$109,056	$108,738	$107,528	$107,301
5 - 6	$109,056	$108,738	$107,528	$107,301
6+	$110,090	$109,773	$108,560	$108,334

(4) Effective April first, two thousand twenty-one, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Hired on Or After 10/1/19	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$104,040	$111,237	$110,913	$109,679	$109,447
1 - 2	$107,100	$111,237	$110,913	$109,679	$109,447
2 - 3		$111,237	$110,913	$109,679	$109,447
3 - 4		$111,237	$110,913	$109,679	$109,447
4 - 5		$111,237	$110,913	$109,679	$109,447
5 - 6		$111,237	$110,913	$109,679	$109,447
6+		$112,292	$111,968	$110,731	$110,501

(5) Effective April first, two thousand twenty-two, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$106,121	$106,121	$106,121	$106,121
1 - 2	$109,242	$109,242	$109,242	$109,242
2 - 3	$113,462	$113,131	$111,873	$111,636
3 - 4	$113,462	$113,131	$111,873	$111,636
4 - 5	$113,462	$113,131	$111,873	$111,636
5 - 6	$113,462	$113,131	$111,873	$111,636
6+	$114,538	$114,207	$112,946	$112,711

(6) Effective April first, two thousand eighteen, members assigned to the bureau of criminal investigation as senior investigators appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$116,061	$115,755	$114,590	$114,374
1 - 2	$116,061	$115,755	$114,590	$114,374
2 - 3	$116,061	$115,755	$114,590	$114,374
3 - 4	$116,061	$115,755	$114,590	$114,374
4 - 5	$116,061	$115,755	$114,590	$114,374
5 - 6	$116,061	$115,755	$114,590	$114,374
6+	$116,061	$115,755	$114,590	$114,374

(7) Effective April first, two thousand nineteen, members assigned to the bureau of criminal investigation as senior investigators appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$118,382	$118,070	$116,882	$116,661
1 - 2	$118,382	$118,070	$116,882	$116,661
2 - 3	$118,382	$118,070	$116,882	$116,661
3 - 4	$118,382	$118,070	$116,882	$116,661
4 - 5	$118,382	$118,070	$116,882	$116,661
5 - 6	$118,382	$118,070	$116,882	$116,661
6+	$118,382	$118,070	$116,882	$116,661

(8) Effective April first, two thousand twenty, members assigned to the bureau of criminal investigation as senior investigators appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$120,750	$120,431	$119,220	$118,994
1 - 2	$120,750	$120,431	$119,220	$118,994
2 - 3	$120,750	$120,431	$119,220	$118,994
3 - 4	$120,750	$120,431	$119,220	$118,994
4 - 5	$120,750	$120,431	$119,220	$118,994
5 - 6	$120,750	$120,431	$119,220	$118,994
6+	$121,781	$121,462	$120,253	$120,026

(9) Effective April first, two thousand twenty-one, members assigned to the bureau of criminal investigation as senior investigators appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$123,165	$122,840	$121,604	$121,374
1 - 2	$123,165	$122,840	$121,604	$121,374
2 - 3	$123,165	$122,840	$121,604	$121,374
3 - 4	$123,165	$122,840	$121,604	$121,374
4 - 5	$123,165	$122,840	$121,604	$121,374
5 - 6	$123,165	$122,840	$121,604	$121,374
6+	$124,217	$123,891	$122,658	$122,427

(10) Effective April first, two thousand twenty-two, members assigned to the bureau of criminal investigation as senior investigators appointed to the bureau by the superintendent, shall receive a basic annual salary pursuant to the following schedule:

YOS	Nassau Suffolk	New York City Rockland Westchester	Orange Putnam Dutchess	All Other
0 - 1	$125,628	$125,297	$124,036	$123,801
1 - 2	$125,628	$125,297	$124,036	$123,801
2 - 3	$125,628	$125,297	$124,036	$123,801
3 - 4	$125,628	$125,297	$124,036	$123,801
4 - 5	$125,628	$125,297	$124,036	$123,801
5 - 6	$125,628	$125,297	$124,036	$123,801
6+	$126,701	$126,369	$125,111	$124,876

(11) With respect to subparagraphs one, two, three, four, five, six, seven, eight, nine and ten of this paragraph, members assigned to the bureau of criminal investigation as investigators, investigative specialists and senior investigators appointed to the bureau by the superintendent shall be paid a basic annual salary consistent with their years of service in the bureau and their principal place of employment, or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the counties of Orange, Putnam, Dutchess, Rockland, Westchester, Nassau, or Suffolk, except that: (a) With respect to subparagraphs two, three, and four of this paragraph, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent on or after October first, two thousand nineteen shall be paid a basic annual salary consistent with their years of service in the bureau corresponding to the column titled "Hired on or after 10/1/19". When such member completes one year of service, such member shall move to the next basic annual salary consistent with their years of service in the bureau corresponding to the column titled "Hired on or after 10/1/19". When such member completes two years of service, such member shall move to the next basic annual salary corresponding to their years of service within the bureau and their principal place of employment, or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the counties of Orange, Putnam, Dutchess, Rockland, Westchester, Nassau, or Suffolk; and (b) With respect to subparagraphs two, three, four and five of this paragraph, members assigned to the bureau of criminal investigation as investigators and investigative specialists appointed to the bureau by the superintendent before October first, two thousand nineteen shall be paid a basic annual salary consistent with their years of service in the bureau and their principal place of employment, or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the counties of Orange, Putnam, Dutchess, Rockland, Westchester, Nassau, or Suffolk. When such member completes a year of service, such member shall move to the basic annual salary consistent with their years of service in the bureau and their principal place of employment, or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the counties of Orange, Putnam, Dutchess, Rockland, Westchester, Nassau, or Suffolk.

(12) When any member assigned to the bureau of criminal investigation completes a year of service entitling them to move to a higher salary, they shall be paid the higher salary at the start of the pay period immediately following their completion of the required years of service in the bureau that entitles them to the next higher salary.

§ 2. Paragraph b of subdivision 2 of section 207-b of the state finance law is REPEALED and a new paragraph b is added to read as follows:

b. Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, and upon audit and warrant of the state comptroller, the director shall provide for the payment of monies to such

employee organization for the establishment and maintenance of an employee benefit fund established by the employee organization for the employees in the collective negotiating unit covered by the controlling provisions of such agreement providing for such employee benefit fund, such amount to be determined consistent with said agreement, including any and all monies agreed to be transferred in said agreement, and on the basis of the number of full-time annual salaried employees, other than full-time seasonal employees, on the payroll on March first, two thousand eighteen, for payments to be made on April first, two thousand eighteen, and on the payroll on March first, two thousand nineteen, for payments to be made on April first, two thousand nineteen and on the payroll on March first, two thousand twenty, for payments to be made on April first, two thousand twenty and on the payroll on March first, two thousand twenty-one, for payments to be made on April first, two thousand twenty-one and on the payroll on March first, two thousand twenty-two, for payments to be made on April first, two thousand twenty-two. The amount, which will be determined pursuant to this section, for employees who are paid from special or administrative funds, other than the general fund or the capital projects fund of the state, will be paid from the appropriations as provided by law, in which case the state comptroller shall establish procedures to ensure repayment from said special or administrative funds. The director shall enter into an agreement with an employee organization, which sets forth the specific terms and conditions for the transmittal of monies pursuant to this section.

§ 3. Subdivision 2 of section 216-c of the executive law is REPEALED and a new subdivision 2 is added to read as follows:

2. In addition to the compensation provided in subdivision one of this section, members of the collective negotiating unit consisting of investigators, senior investigators and investigative specialists in the division of state police, on the payroll on November first of each year, shall receive holiday compensation as follows:

April 1, 2018	$1,646
April 1, 2019	$1,679
April 1, 2020	$1,713
April 1, 2021	$1,747
April 1, 2022	$1,782

Such payments shall be in addition to, and shall not be part of, the member's annual basic salary, except for the purpose of retirement, and shall be made in a separate check during the payroll period which includes December first each year.

§ 4. Health benefits committee. Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, during the period April 1, 2018 through March 31, 2023, there shall continue to be a committee on health benefits funded in the following amounts:

April 1, 2018 - March 31, 2019	$5,466
April 1, 2019 - March 31, 2020	$5,575
April 1, 2020 - March 31, 2021	$5,687
April 1, 2021 - March 31, 2022	$5,801
April 1, 2022 - March 31, 2023	$5,917

One-half of this amount in each year shall be made available to the state and one-half shall be made available to the employee organization representing such unit.

§ 5. Maintenance allowance. (a) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, each member of such unit shall receive a maintenance allowance as follows:

April 1, 2018	$3,389
April 1, 2019	$3,457
April 1, 2020	$3,526
April 1, 2021	$3,597
April 1, 2022	$3,669

(b) Such maintenance allowance shall be paid on an annualized basis in regular bi-weekly paychecks. Such additional compensation, as provided in this section, shall be in addition to, and shall not be part of, the member's basic annual salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for purposes of computation of overtime pay and retirement.

§ 6. Expertise pay. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members in such collective negotiating unit shall receive expertise pay as follows:

April 1, 2018	$2,450
April 1, 2019	$3,734
April 1, 2020	$4,234
April 1, 2021	$4,484
April 1, 2022	$4,734

(b) Such expertise pay shall be payable to those unit members on the payroll on November 1 of each year during the pay period that includes December 1. Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's basic annual salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for purposes of computation of overtime pay and as compensation for retirement.

§ 7. Professional development and training funds. Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, during the period April 1, 2018 through March 31, 2023, there shall continue to be a professional development and quality of working life committee funded in the following amounts from which the tuition reimbursement program, the master's program, and the employee assistance program shall be supported:

April 1, 2018 to March 31, 2019	$89,540
April 1, 2019 to March 31, 2020	$91,331
April 1, 2020 to March 31, 2021	$93,158
April 1, 2021 to March 31, 2022	$95,021
April 1, 2022 to March 31, 2023	$96,921

§ 8. Expanded duty pay. (a) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit

consisting of investigators, senior investigators, and investigative specialists in the division of state police, the annual payment for expanded duty pay shall continue to be $8,702. Effective April 1, 2020, this amount shall be $8,876. Effective April 1, 2021, the amount shall be $9,054. Effective April 1, 2022, this amount shall be $9,235.

(b) Such expanded duty pay shall be annualized and paid during regular bi-weekly periods. Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's basic annual salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for purposes of computation of overtime pay and as compensation for retirement.

§ 9. Supervisory responsibility pay. (a) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, effective March 31, 2005, certain members shall continue to receive additional compensation, as prescribed in the interest arbitration award dated February 4, 2005 as modified by such agreement, when designated by the division of state police to work as a "unit coordinator", "acting senior investigator", or "acting administrative senior investigator".

(b) Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's basic annual salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for the purposes of computation of overtime pay and retirement.

§ 10. Location compensation. (a) Notwithstanding any other provision of law to the contrary, members in the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police whose principal place of employment or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the county of Monroe, who were on the payroll on March 31, 1985, and who have received this location compensation continually since then, shall continue to receive location pay at the rate of $200 per year; provided that each such member continues to be otherwise eligible.

(b) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members of such unit whose principal place of employment or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the counties of Rockland, Westchester, Nassau, or Suffolk shall continue to receive location pay effective April 1, 2010 in the amount of $1,536. Such rate shall be increased as follows: to $1,686 effective April 1, 2019; to $1,720 effective April 1, 2020; and to $1,754 effective April 1, 2021. Notwithstanding any other provision of law to the contrary, pursuant to the terms of the agreement negotiated between the state and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members in this collective negotiating

unit whose principal place of employment, or, in the case of a field employee, whose official station as determined in accordance with the regulations of the state comptroller, is located in the county of Orange, Putnam or Dutchess shall receive location pay at the rate of $1,754 effective April 1, 2022.

(c) Such location pay as provided in this section shall be annualized and paid during the regular bi-weekly periods. Such compensation shall be in addition to and shall not be part of the member's basic annual salary and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that location pay shall be included as compensation for the purposes of computation of overtime pay and retirement.

§ 11. Supplemental location pay. (a) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members of such unit whose principal place of employment, or, in the case of a field employee, whose official station, as determined in accordance with the regulations of the state comptroller, is located in the city of New York or in the county of Putnam, Orange, Dutchess, Rockland, Westchester, Nassau, or Suffolk shall continue to receive supplemental location pay, in addition to the location pay provided in section ten of this act, as follows:

Effective Date	April 1, 2018	April 1, 2019	April 1, 2020	April 1, 2021	April 1, 2022
Orange/Putnam/ Dutchess	$1,280	$1,280	$1,306	$1,332	$1,332
NYC/Rockland/ Westchester	$1,918	$1,918	$1,956	$1,995	$2,330
Nassau/Suffolk	$2,239	$2,239	$2,284	$2,330	$2,330

(b) Such supplemental location pay shall be annualized and paid during the regular bi-weekly periods. Such compensation shall be in addition to and shall not be part of the member's basic annual salary and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that supplemental location pay shall be included as compensation for the purposes of computation of overtime pay and retirement.

§ 12. (a) Notwithstanding any other provision of law to the contrary, pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members in such collective negotiating unit shall, upon reaching eight years of service in the division, receive seniority pay as follows:

April 1, 2020	$1,200
April 1, 2021	$1,519

(b) Such seniority pay shall be annualized and paid during the regular bi-weekly periods. Such compensation shall be in addition to and shall not be part of the member's basic annual salary and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that seniority pay shall be included as compensation for the purposes of computation of overtime pay and retirement.

§ 13. Unused sick leave at retirement. Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members of such unit shall continue to receive a lump sum cash payment for accumulated and unused sick leave credits standing to the employee's credit at the time of separation from service by retirement. The amount of such payment shall be determined in the following manner:

(a) Effective April 1, 1998, the number of days of such accumulated and unused sick leave, not to exceed 300 days, less 165 days, shall be multiplied by the member's daily rate of pay in effect at the time of separation from service by retirement.

(b) The lump sum payment shall be one-fifth of such amount provided for in subdivision (a) of this section.

(c) Such additional compensation shall be in addition to and shall not be part of the member's basic annual salary and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for retirement purposes.

§ 14. Lump sum payment. Each member of this unit shall receive a lump sum payment in the amount of a .5% increase on a member's basic annual salary for the period April 7, 2016 to April 5, 2017, and a .5% increase on a member's basic annual salary for the period April 6, 2017 to April 4, 2018 (inclusive of the .5% increase for the period April 7, 2016 to April 5, 2017). Members who were not on the payroll for this entire period shall receive a pro-rata lump sum payment for the period of time such member was on the payroll during the period April 7, 2016 to April 4, 2018. Such additional compensation shall be in addition to, and shall not be part of, the member's annual basic salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for overtime and retirement purposes.

§ 15. Recognized degree pay. (a) Pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members of such unit who possess or obtain a recognized degree from an accredited and recognized college or university on or after April 1, 2001, shall continue to receive a lump sum payment of $250 for an associate degree, $500 for a bachelor's degree, and $750 for a graduate degree. Payment for such degree shall occur annually in June of each year, and shall be for one degree only. When such degree is obtained in a fiscal year, such payment shall be made as soon as practicable after conferral of the degree.

(b) Such additional compensation as provided in this section shall be in addition to, and shall not be part of, the member's basic annual salary, and shall not affect or impair any rights or benefits to which the member may be entitled; provided, however, that such additional compensation shall be included as compensation for retirement purposes.

§ 16. Short swings. Notwithstanding any provision of law to the contrary, pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, effective September 1, 2016, members of this unit

who are required to work short swings shall receive compensation of thirty dollars ($30) for each short swing they are required to work and actually work. There shall be no short swing compensation where the short swing is worked at the request of, or for the convenience of the member, as determined by the division of state police. The definition of short swing shall be when there are eight hours or less between the scheduled end time of a Member's tour of duty and the start time of the next scheduled tour of duty. Such compensation shall not be payable if such member's hours of work continue from the end time of the Member's tour of duty to the commencement of the start time of the next scheduled tour of duty without interruption.

§ 17. Notwithstanding any provision of law to the contrary, pursuant to the terms of an agreement negotiated between the executive branch of the state of New York and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, members of such unit shall receive recall overtime only in accordance with the terms of the collective bargaining agreement.

§ 18. Payment and publication of grievance arbitration settlements and awards. Notwithstanding any provision of law to the contrary, the appropriations contained in this act shall be available to the state for the payment and publication of grievance arbitration settlements and awards pursuant to article 15 of the collective negotiating agreement between the state and the employee organization representing the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police, such provisions being in effect pursuant to paragraph (e) of subdivision 1 of section 209-a of the civil service law.

§ 19. The compensation and benefit modifications provided for by this act for state employees in the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police pursuant to article 14 of the civil service law shall not be implemented until the director of employee relations shall have delivered to the director of the budget and the comptroller a letter certifying that there is in effect with respect to such negotiating unit a collective bargaining agreement which provides for such compensation and benefit modifications and which is fully executed in writing with the state pursuant to article 14 of the civil service law, and ratified pursuant to the ratification procedure of the employee organization certified pursuant to article 14 of the civil service law to represent such collective negotiating unit.

§ 20. Date of entitlement to salary increase. Notwithstanding the provisions of this act or of any other provision of law to the contrary, the increase of salary or compensation of any member of the collective negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police provided by this act shall be added to the salary of such member at the beginning of that payroll period the first day of which is nearest to the effective date of such increase as provided in this act, or at the beginning of the earlier of two payroll periods the first days of which are nearest but equally near to the effective date of such increase as provided in this act; provided, however, that, for the purposes of determining the salary of such officer or employee upon reclassification, reallocation, appointment, promotion, transfer, demotion, reinstatement, or other change of status, such salary increase shall be deemed to be effective on the date thereof as prescribed by this act, with payment thereof

pursuant to this section on a date prior thereto, instead of on such effective date, and shall not operate to confer any additional salary rights or benefits on such officer or employee. Payment of such salary increase may be deferred pursuant to section twenty-one of this act.

§ 21. Deferred payment of salary increase. Notwithstanding the provisions of any other section of this act or of any other provision of law to the contrary, pending payment pursuant to this act of the basic annual salaries of incumbents of positions subject to this act, such incumbents shall receive, as partial compensation for services rendered, the rate of compensation otherwise payable in their respective positions. An incumbent holding a position subject to this act at any time during the period from the effective dates of the salary increases provided for in this act until the time when basic annual salaries are first paid pursuant to this act for such services in excess of the compensation actually received therefor, shall be entitled to a lump sum payment for the difference between the salary to which such incumbent is entitled for such service and the compensation actually received therefor. Such lump sum payment shall be made as soon as practicable. Any amount payable in such lump sum paid represents compensation earned in each of the year or years for which it is calculated pursuant to this act and not as compensation earned wholly in the year during which the lump sum is paid. Notwithstanding any law, rule or regulation to the contrary, no member of the unit consisting of investigators, senior investigators, and investigative specialists in the division of state police to whom the provisions of this act apply shall be entitled to, or owed, any interest or other penalty for any reason on any monies due to such member pursuant to the terms of the agreement covering employees in the unit consisting of investigators, senior investigators, and investigative specialists in the division of state police.

§ 22. Use of appropriations. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, commencing April 1, 2019, the state comptroller is authorized to pay any amounts required by the provisions of this act to any state department or agency from any appropriation or other funds available to such state department or agency for personal service, nonpersonal service and fringe benefits. To the extent that such appropriations are insufficient in any fund to accomplish the purposes herein set forth, the director of the budget is authorized to allocate to the various departments and agencies, from any appropriations available in any fund, the amounts necessary to pay such amounts. The aforementioned appropriations shall be available for payment of any liabilities or obligations incurred during the period April 1, 2018 to March 31, 2020.

§ 23. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the sum of $15,620,000 is hereby appropriated in the general fund/state purposes account (10050) in miscellaneous-all state departments and agencies solely for apportionment/transfer by the director of the budget for use by any state department or agency in any fund during the period April 1, 2018 through March 31, 2020 to supplement appropriations for personal service, nonpersonal service and fringe benefits, and to carry out the provisions of this act. No money shall be available for expenditure from this appropriation until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee. The monies hereby appropriated are available for payment of

any liabilities or obligations incurred during the period April 1, 2018 through March 31, 2020. For this purpose, the monies appropriated shall remain in full force and effect for the payment of liabilities incurred on or before March 31, 2020.

§ 24. Notwithstanding any provision of law to the contrary, the several amounts as hereinafter set forth, or so much thereof as may be necessary, are hereby appropriated from the fund so designated for use by any state department or agency during the period April 1, 2018 through March 31, 2020 to supplement appropriations from each respective fund available for nonpersonal service and fringe benefits, and to carry out the provisions of this act. The monies hereby appropriated are available for the payment of any liabilities or obligations incurred during the period April 1, 2018 through March 31, 2020. No money shall be available for expenditure from the monies appropriated until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

SPECIAL PAY BILLS

General Fund / State Operations
State Purposes Account - 10050

NONPERSONAL SERVICE

Health Benefits Committee 12,000
Professional Development Fund 182,000
Employee Benefit Fund 1,040,000
Contract Administration 50,000

§ 25. This act shall take effect immediately; provided that the director of employee relations certifies that there is in effect with respect to the negotiating unit consisting of investigators, senior investigators, and investigative specialists in the division of state police a collective bargaining agreement which provides for the compensation and benefit modifications in this act, and shall be deemed to have been in full force and effect on and after April 1, 2018; provided that the secretary of state shall notify the legislative bill drafting commission upon the occurrence of the certification by the director of employee relations that such collective bargaining agreement is in effect in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law. Appropriations made by this act shall remain in full force and effect for liabilities incurred through March 31, 2020.

REPEAL NOTE. -- Paragraph a of subdivision 3 of section 216 of the executive law, repealed by section one of this act, provided salary schedules for state employees in particular titles in the collective negotiating unit consisting of investigators, senior investigators and investigative specialists in the division of state police and is replaced by revised salary schedules in a new paragraph a of such subdi-

vision 3 implementing an agreement pursuant to Article 14 of the civil service law.

Paragraph b of subdivision 2 of section 207-b of the state finance law, repealed by section two of this act, provided for payments to an employee benefit fund for state employees in the particular titles in the collective negotiating unit consisting of investigators, senior investigators and investigative specialists in the division of state police and is replaced by revised schedule of payments to be made to such fund in a new paragraph b of such subdivision 2 implementing an agreement pursuant to Article 14 of the civil service law.

Subdivision 2 of section 216-c of the executive law, repealed by section three of this act, provided for holiday compensation payments based on four days' pay to eligible members of the collective negotiating unit consisting of investigators, senior investigators and investigative specialists in the division of state police and is replaced by a revised payment amount in a new subdivision 2 of such section implementing an agreement pursuant to Article 14 of the civil service law.

PART B

COLLECTIVE BARGAINING AGREEMENT BETWEEN
THE STATE OF NEW YORK AND THE COMMUNICATIONS WORKERS OF AMERICA LOCAL
1104/GRADUATE STUDENT EMPLOYEES UNION FOR 2019-2023

Section 1. Adjustment to stipends of certain incumbents in the state university of New York. (a) The stipend as of academic year 2019-2020 for an incumbent of a position in the state university of New York in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, on September 30, 2019, shall be increased by two percent adjusted to the nearest whole dollar, commencing the beginning of the payroll period the first day of which is nearest to October 1, 2019. "Incumbent," as referenced in this subdivision, shall be defined as members of the state university graduate student negotiating unit established pursuant to article 14 of the civil service law who were employed by the state university of New York on the effective date of the increase and at the time of payment.

(b) The stipend as of academic year 2020-2021 for an incumbent of a position in the state university of New York in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, on September 30, 2020, shall be increased by two percent adjusted to the nearest whole dollar, commencing the beginning of the payroll period the first day of which is nearest to October 1, 2020. "Incumbent," as referenced in this subdivision, shall be defined as members of the state university graduate student negotiating unit established pursuant to article 14 of the civil service law who were employed by the state university of New York on the effective date of the increase and at the time of payment.

(c) The stipend as of academic year 2021-2022 for an incumbent of a position in the state university of New York in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, on September 30, 2021, shall be increased by two percent adjusted to the nearest whole dollar, commencing the beginning of the payroll period the first day of which is nearest to October 1, 2021. "Incumbent," as referenced in this subdivision, shall

be defined as members of the state university graduate student negotiating unit established pursuant to article 14 of the civil service law who were employed by the state university of New York on the effective date of the increase and at the time of payment.

(d) The stipend as of academic year 2022-2023 for an incumbent of a position in the state university of New York in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, on September 30, 2022, shall be increased by two percent adjusted to the nearest whole dollar, commencing the beginning of the payroll period the first day of which is nearest to October 1, 2022. "Incumbent," as referenced in this subdivision, shall be defined as members of the state university graduate student negotiating unit established pursuant to article 14 of the civil service law who were employed by the state university of New York on the effective date of the increase and at the time of payment.

(e) (i) This subdivision shall apply to employees in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law.

(ii) The minimum stipend for academic year 2019-2020 shall increase by two percent to $10,158 annually for employees on full assistantships at university center campuses effective concurrent with the effective date of the increase in subdivision (a) of this section commencing the beginning of the payroll period the first day of which is nearest to October 1, 2019.

(iii) The minimum stipend for academic year 2020-2021 shall increase by two percent to $10,361 annually for employees on full assistantships at university center campuses effective concurrent with the effective date of the increase in subdivision (b) of this section commencing the beginning of the payroll period the first day of which is nearest to October 1, 2020.

(iv) The minimum stipend for academic year 2021-2022 shall increase by two percent to be $10,568 annually for employees on full assistantships at university center campuses effective concurrent with the effective date of the increase in subdivision (c) of this section commencing the beginning of the payroll period the first day of which is nearest to October 1, 2021.

(v) The minimum stipend for academic year 2022-2023 shall increase by two percent to be $10,779 annually for employees on full assistantships at university center campuses effective concurrent with the effective date of the increase in subdivision (d) of this section commencing the beginning of the payroll period the first day of which is nearest to October 1, 2022.

(vi) Nothing herein shall prevent the state university of New York, in its discretion, from increasing amounts paid to an incumbent of a position of the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law in addition to the minimum stipend provided, however, that the amounts required for such other increases and the cost of fringe benefits attributable to such other increases, as determined by the comptroller, are made available to the state in accordance with procedures established by the state university of New York.

(f) Notwithstanding any of the foregoing provisions of this section, any increase in compensation or lump sum payment may be withheld in whole or in part from any employee to whom the provisions of this

section are applicable when, in the opinion of the chancellor of the state university of New York, the director of the budget, and the director of the governor's office of employee relations, such increase is not warranted or is not appropriate.

§ 2. Doctoral program recruitment and retention enhancement fund. There is hereby continued, within the state university of New York, a doctoral program recruitment and retention enhancement fund from the amounts appropriated herein. Such fund shall be used to enhance employee compensation for the purpose of recruitment and retention of new and existing doctoral students in selected programs. The specific doctoral programs eligible for enhanced compensation pursuant to this section shall be at the discretion of the state university of New York. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. To be eligible for such payment, an employee must be employed on or after July 2, 2019 and at the time of payment. This program shall expire July 1, 2023.

§ 3. Comprehensive college graduate program recruitment and retention fund. There is hereby continued, within the state university of New York, a comprehensive college graduate program recruitment and retention fund from the amounts appropriated herein. Such fund shall be used to enhance employee compensation for the purpose of recruitment and retention of new and existing graduate students in selected degree programs. The specific graduate degree programs eligible for enhanced compensation pursuant to this section shall be at the discretion of the state university of New York. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. To be eligible for such payment, an employee must be employed on or after July 2, 2019 and at the time of payment. This program shall expire July 1, 2023.

§ 4. Fee mitigation fund. There is hereby continued, within the state university of New York, a fee mitigation fund from the amounts appropriated herein. Such fund shall be used for the purpose of funding the cost of various fees, including but not limited to technology fees. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. To be eligible for such payment, an employee must be employed on or after July 2, 2019 and at the time of payment. This program shall expire July 1, 2023.

§ 5. Downstate location fund. There is hereby continued, within the state university of New York, a downstate location fund from the amounts appropriated herein. Such fund shall be used for the purpose of funding location adjustments in the downstate area for employees whose work site is New York City, Suffolk, Nassau, Rockland, Westchester, Dutchess, Putnam or Orange counties. The specific location adjustments funded pursuant to this section shall be at the discretion of the state university of New York. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. To be eligible for such payment, an employee must be employed on or after July 2, 2019 and at the time of payment. This program shall expire July 1, 2023.

§ 6. Joint labor management advisory board. Pursuant to the terms of an agreement negotiated between the state and the employee organization representing employees in the collective negotiating unit designated as the state university graduate student negotiating unit in the state

university of New York established pursuant to article 14 of the civil service law, there shall be continued a joint labor management advisory board to study and make recommendations concerning issues of work-life services programs and implement agreements that may be entered into between the state and such employee organization concerning such issues.

§ 7. Work-life services and pre-tax programs. Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, there shall be continued work-life services and pre-tax programs to be administered in accordance with such agreement within the appropriations made available therefor. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. These programs shall expire July 1, 2023.

§ 8. Professional development committee. Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, there shall be continued a professional development committee to review, make recommendations and implement programs for professional development. Such program shall be administered in accordance with such agreement within the appropriations made available therefor. Pursuant to the terms of the collective bargaining agreement, funds will be allocated for these purposes upon mutual agreement of the parties from available appropriations. This program shall expire July 1, 2023.

§ 9. Notwithstanding any provision of law to the contrary, the appropriations contained in this act shall be available to the state for the payment of grievance and arbitration settlements and awards provided for in the collective negotiating agreement between the state and employee organization representing the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law.

§ 10. Accidental death benefit. Pursuant to the terms of an agreement negotiated between the state and the employee organization representing the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, there shall continue to be a death benefit in the amount of fifty thousand dollars, in the event an employee dies on or after July 2, 2007 as the result of an accidental on-the-job injury and a death benefit is paid pursuant to the workers' compensation law, payable by the state to the employee's surviving spouse and children to whom the workers' compensation accidental death benefit is paid, or to the employee's estate, and in the same proportion as the workers' compensation accidental death benefit is paid. Such program shall be administered in accordance with such agreement within the appropriations made available therefor.

§ 11. Stipend increases and benefit modifications. The stipend increases and benefit modifications provided for by this act for state employees and any incumbent, as defined by section one of this act, in the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law shall not be

implemented until the director of the governor's office of employee relations has delivered to the director of the budget and the comptroller a letter certifying that there is in effect with respect to such negotiating unit a collective negotiating agreement which provides for such increases and modifications and which is ratified and fully executed in writing with the state pursuant to article 14 of the civil service law.

§ 12. Date of entitlement to stipend increase. Notwithstanding the provisions of this act or of any other provision of law to the contrary, the stipend increase of any incumbent, as defined by section one of this act, of the collective negotiating unit designated as the state university graduate student negotiating unit in the state university of New York established pursuant to article 14 of the civil service law, as provided by this act, shall be added to the stipend of such incumbent at the beginning of the payroll period the first day of which is nearest to the effective date of such increase as provided in this act, or at the beginning of the earlier of two payroll periods the first days of which are nearest but equally near to the effective date of such increase as provided in this act; provided, however, that for the purposes of determining the stipend of such employee upon reclassification, reallocation, appointment, promotion, transfer, demotion, reinstatement or other change of status, such stipend increase shall be deemed to be effective on the date thereof as prescribed by this act, and the payment thereof pursuant to this section on a date prior thereto, instead of on such effective date, shall not operate to confer any additional compensation rights or benefits on such employee. Payment of such stipend increase may be deferred pursuant to section thirteen of this act.

§ 13. Deferred payment of stipend increase. Notwithstanding the provisions of this act, or of any other provision of law to the contrary, pending payment of stipends pursuant to this act for any incumbent, as defined by section one of this act, of positions subject to this act, such incumbent shall receive, as partial compensation for services rendered, the stipends otherwise payable in their respective position. An incumbent, as defined by section one of this act, holding a position subject to this act at any time during the period from July 2, 2019, until the time when stipend increases are first paid pursuant to this act for such services in excess of the compensation actually received therefor, shall be entitled to a lump sum payment for the difference between the stipend to which such incumbent is entitled for such service and the stipend actually received therefor. Such lump sum payment shall be made as soon as practicable.

§ 14. Use of appropriations. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, commencing July 2, 2019, the state comptroller is authorized to pay any amounts required by the provisions of this act to any state department or agency from any appropriation or other funds available to such state department or agency for personal service, nonpersonal service and fringe benefits. To the extent that such appropriations are insufficient in any fund to accomplish the purposes herein set forth, the director of the budget is authorized to allocate to the various departments and agencies, from any appropriations available in any fund, the amounts necessary to make such payments. The aforementioned appropriations shall be available for payment of any liabilities or obligations incurred during the period July 2, 2019 to July 1, 2020.

§ 15. Notwithstanding any provision of the state finance law or any other provision of law to the contrary, the sum of $2,903,000 is hereby

appropriated in the general fund/state purposes account (10050) in miscellaneous-all state departments and agencies solely for apportionment/transfer by the director of the budget for use by any state department or agency in any fund during the period July 2, 2019 through July 1, 2020 to supplement appropriations for personal service, nonpersonal service and fringe benefits, and to carry out the provisions of this act. No money shall be available for expenditure from this appropriation until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee. The monies hereby appropriated are available for payment of any liabilities or obligations incurred during the period July 2, 2019 to July 1, 2020. For this purpose, these appropriations shall remain in full force and effect for the payment of liabilities incurred on or before July 1, 2020.

§ 16. Notwithstanding any provision of law to the contrary, the several amounts as hereinafter set forth, or so much thereof as may be necessary, are hereby appropriated from the fund so designated for use by any state department or agency during the period July 2, 2019 through July 1, 2020 to supplement appropriations from each respective fund available for nonpersonal service and fringe benefits, and to carry out the provisions of this act. The monies hereby appropriated are available for the payment of any liabilities or obligations incurred during the period July 2, 2019 through July 1, 2020. No money shall be available for expenditure from the monies appropriated until a certificate of approval has been issued by the director of the budget and a copy of such certificate or any amendment thereto has been filed with the state comptroller, the chair of the senate finance committee and the chair of the assembly ways and means committee.

ALL STATE DEPARTMENTS AND AGENCIES

General Fund / State Operations
State Purposes Account - 10050

MAINTENANCE UNDISTRIBUTED

Doctoral Program Recruitment and Retention
Enhancement Fund, Comprehensive College Gradu-
ate Program Recruitment and Retention Fund,
Fee Mitigation Fund, Downstate Location Fund,
Statewide Professional Development Committee,
Pre-Tax and Work-Life Services Programs $2,280,000

§ 17. Compensation for certain state employees in the state university that are designated, stipulated, or excluded from negotiating units as managerial or confidential pursuant to article 14 of the civil service law and certain employees of contract colleges at Cornell and Alfred Universities.

1. The provisions of this subdivision shall apply only to incumbents of positions in bargaining unit 13 in the professional service of the state university that are designated, stipulated or excluded from negotiating units as managerial or confidential pursuant to article 14 of the civil service law.

(a) For each of the years 2019 and 2020, there shall be available an amount equal to one-half of 1 percent (0.5%) of the total of the basic annual salaries on June 30 of each such year of incumbents to whom the provisions of this subdivision apply, for distribution to such incumbents on the payroll on June 30 of each such year and at the time of payment by the state university trustees in their discretion, and subject to the approval of the chancellor and the director of the budget. Additionally, for each of the years 2019 and 2020 there shall be available an amount equal to one-half of 1 percent (0.5%) of the total of the basic annual salaries on June 30 of each such year of incumbents to whom the provisions of this subdivision apply, for distribution to such incumbents on the payroll on June 30 of each such year and at the time of payment by the state university trustees in their discretion, and subject to the approval of the chancellor and the Director of the Budget, to address equity, compression and inversion issues. Such distributions as described in this paragraph shall occur not later than December 31 of each year, and shall be retroactive to July 1 of such year.

2. The compensation increases in subdivision one of this section may also be provided by Cornell and Alfred universities, within available appropriations, at their discretion, and with the requisite approval of the state university trustees and the director of the budget, to incumbents of positions in the institutions under the management of Cornell and Alfred universities as representative of the board of trustees of the state university of New York that, in the opinion of the director of employee relations, would be designated managerial or confidential were they subject to article 14 of the civil service law.

§ 18. This act shall take effect immediately; provided that the director of employee relations certifies that there is in effect with respect to the negotiating unit designated as the state university graduate student in the state university of New York a collective bargaining agreement which provides for the compensation and benefit modifications in this act, and shall be deemed to have been in full force and effect on and after July 2, 2019; provided that the secretary of the state shall notify the legislative bill drafting commission upon the occurrence of the certification by the director of employee relations that such collective bargaining agreement is in effect in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law. Appropriations made by this act shall remain in full force and effect for liabilities incurred through July 1, 2020.

§ 2. Severability clause. If any clause, sentence, paragraph, subdivision, section or part contained in any part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part contained in any part thereof directly involved in the controversy which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 3. This act shall take effect immediately provided, however, that the applicable effective date of Parts A and B of this act shall be as specifically set forth in the last section of such Part.