STATE OF NEW YORK

7436--A

2021-2022 Regular Sessions

IN ASSEMBLY

May 7, 2021

Introduced by M. of A. ABBATE -- (at request of the State Comptroller) -- read once and referred to the Committee on Governmental Employees -- recommitted to the Committee on Governmental Employees in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the state finance law, in relation to the direct deposit of certain salaries

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

Section 1. Paragraph (a) of subdivision 4 of section 200 of the state finance law, as amended by chapter 641 of the laws of 1997, is amended to read as follows:

(a) **(i)** Upon the written request from a state employee **hired on or before January first, two thousand twenty-three**, the comptroller may cause, in accordance with the rules and regulations promulgated pursuant to paragraph (b) of this subdivision, such employee's net salary, or any portion thereof designated by the employee, to be deposited directly in a bank for any purpose to an account in the name of such employee, on forms provided by the comptroller, and duly filed in accordance with such regulations.

(ii) On and after January first, two thousand twenty-three, the comptroller shall cause, in accordance with the rules and regulations promulgated pursuant to paragraph (b) of this subdivision, a state employee's net salary to be deposited directly in a bank for any purpose to an account in the name of such employee, and into which such employee has authorized such employee's net salary be deposited, on forms provided by the comptroller, and duly filed in accordance with such regulations. Provided, however, such employee may submit a request for exemption from the provisions of this subparagraph on a form provided by the comptroller.

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

LBD10550-04-2

(iii) The net salary of such state employee shall be paid in the form of a paper check until the employee provides the account information for a bank account in such employee's name which is authorized by the employee for the purpose of the direct deposit of his or her salary pursuant to this subdivision.

(iv) Nothing set forth in this subdivision shall be construed to impede, infringe upon, or supersede an agreement providing for the payment of salaries between the state and an employee organization representing state officers and employees who are in positions which are in collective negotiating units pursuant to article fourteen of the civil service law.

§ 2. This act shall take effect January 1, 2023 and shall only apply to state employees hired on and after such date. Effective immediately, the adoption, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made by the state comptroller on or before such date.