STATE OF NEW YORK

159

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sens. KAPLAN, HOYLMAN, JACKSON, KAMINSKY -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the civil service law, in relation to enacting the "New York state teleworking expansion act"

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

Section 1. Short title. This act shall be known and may be cited as the "New York state teleworking expansion act".

§ 2. The civil service law is amended by adding a new section 13 to read as follows:

§ 13. Teleworking programs. 1. Each state agency shall establish a policy and program to allow employees to perform all or a portion of their duties through teleworking to the maximum extent possible without diminished employee performance. Each state agency shall designate a "telework coordinator" to be responsible for overseeing the implementation of teleworking programs.

2. For the purposes of this section, the term:

(a) "telework" shall mean to perform normal and regular work functions on a workday that ordinarily would be performed at the state agency's principal location at a different location, thereby eliminating or substantially reducing the physical commute to and from such state agency's principal location; and

(b) "state agency" shall mean any state department, board, bureau, division, commission, committee, public authority, public benefit corporation, council, office, or other governmental entity performing a governmental or proprietary function for the state.

3. No agency shall establish a policy pursuant to this section for any employee that is subject to a collective bargaining agreement unless such policy has been mutually agreed to between the agency and the

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

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employee organization that is certified or recognized to represent such employees, within the meaning of article fourteen of this chapter, pursuant to a collective bargaining agreement.

§ 3. This act shall take effect on the ninetieth day after it shall have become a law.