

# STATE OF NEW YORK

3725--B

2023-2024 Regular Sessions

## IN ASSEMBLY

February 7, 2023

Introduced by M. of A. EPSTEIN, GUNTHER -- read once and referred to the Committee on Labor -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Labor in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT directing a state agency telework report

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

- 1 Section 1. Short title. This act shall be known and may be cited as  
2 the "State agency telework report act".
- 3 § 2. Legislative intent. The legislature takes notice of the growing  
4 practice of the use of telework as a future form of work away from the  
5 principal place of employment. Telecommuting is being used more and more  
6 by businesses as a way to save money for employers by reducing contribu-  
7 tions to workers' compensation premiums, allowing more freedom for a  
8 balance between work and family life for employees, reducing air  
9 pollution and traffic congestion, reducing absenteeism, and accommodat-  
10 ing those who are disabled.
- 11 Teleworking warrants further research to enable the state to move a  
12 step closer to using it as a way to save taxpayer's money, while also  
13 benefiting the state and its employees.
- 14 § 3. Definitions. As used in this act, the following terms shall have  
15 the following meanings:
- 16 (a) "State agency" means any state department, board, bureau, divi-  
17 sion, commission, committee, public authority, public benefit corpo-  
18 ration, council, office, or other governmental entity performing a  
19 governmental or proprietary function for the state.
- 20 (b) "Telework" means to perform normal and regular work functions on a  
21 workday that ordinarily would be performed at the state agency's offi-  
22 cial principal location or locations, at a different location.

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

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1 § 4. State agency telework report. (a) Each state agency shall submit  
2 a report to the department of civil service by July 1, 2025 which shall  
3 contain the following:

- 4 (i) Number of employees that teleworked in 2024;
- 5 (ii) Job titles that teleworked in 2024;
- 6 (iii) Number of days teleworked by anonymized employee in 2024;
- 7 (iv) Number of days teleworked by job title in 2024;
- 8 (v) Any benefits of telework remarked by the agency;
- 9 (vi) Any disadvantages of telework remarked by the agency; and
- 10 (vii) A copy of the agency's official telework policy, if any, includ-
- 11 ing how employees and job titles are chosen for telework.

12 In addition, each state agency shall allow employees to anonymously  
13 submit their opinions of the agency's telecommuting policy, or lack  
14 thereof, which the agencies shall include in the telework state agency  
15 report due to the department of civil service and which shall be summa-  
16 rized in the finalized report compiled by the department of civil  
17 service pursuant to subdivision (b) of this section.

18 (b) On or before September 1, 2025 the department of civil service  
19 shall provide a report compiling all the agency telework reports and  
20 submit such compiled report to the speaker of the assembly and the  
21 temporary president of the senate.

22 § 5. This act shall take effect immediately.