

LAWS OF NEW YORK, 2007

CHAPTER 18

11/30/07 SA LEGISLATIVE
DEPARTMENT

1 AN ACT to amend chapter 113 of the laws of 2006, amending the civ
2 service law and other laws relating to compensation, benefits a
3 other terms and conditions of employment of certain employees who a
4 designated as peace officers, in relation to the inconvenience p
5 program; and to amend chapter 4 of the laws of 2007, relating
6 implementing an interest arbitration award issued pursuant to subdiv
7 sion 4 of section 209 of the civil service law between the state a
8 the employee organization representing certain members of the securi
9 supervisors unit, in relation to those members designated as pea
10 officers

11
12 Became a law April 9, 2007, with the approval of the Governor.

13 Passed by a majority vote, three-fifths being present.

14
15 The People of the State of New York, represented in Senate and Asse
16 bly, do enact as follows:

17
18 Section 1. Section 10 of chapter 113 of the laws of 2006, amending t
19 civil service law and other laws relating to compensation, benefits a
20 other terms and conditions of employment of certain employees who a
21 designated as peace officers, is amended to read as follows:

22 § 10. Inconvenience pay program. Pursuant to the terms of an intere
23 arbitration award, as amended, issued pursuant to subdivision 4
24 section 209 of the civil service law covering members of the securi
25 services collective negotiating unit who are employed within the sta
26 department of correctional services and who are designated as pea
27 officers pursuant to section 2.10 of the criminal procedure law. Effe
28 tive April 1, 2006, such unit members to whom the provisions of th
29 section apply who work the evening shift as defined by the individu
30 facilities within the department of correctional services, shall be pa
31 [~~\$1 per hour for the hours constituting such evening~~] \$1800 per year
32 equal bi-weekly installments for work on such shift. Effective April
33 2006, such unit members to whom the provisions of this section apply w
34 work the night shift as defined by the individual facilities within t
35 department of correctional services shall be paid [~~50 cents per hour f~~
36 [~~the hours constituting the night~~] \$900 per year in equal bi-wee
37 installments for work on such shift. Such amounts, for such un
38 members to whom the provisions of this section apply and who work bo
39 the evening shift and the night shift as specified above, shall
40 offset by payments already received as inconvenience pay effective Apr
41 1, 2006 and the remainder shall be calculated as part of a retroacti
42 payment. Such unit members to whom the provisions of this section app
43 on paid leave for line of duty injuries shall continue to receive inco
44 venience payments as provided above. Any such additional compensati
45 pursuant to this section shall be included as compensation for retir
46 ment purposes.

47 § 2. Section 14 of chapter 4 of the laws of 2007, relating to impl
48 menting an interest arbitration award issued pursuant to subdivision
49 of section 209 of the civil service law between the state and t
50

51 EXPLANATION--Matter in italics is new; matter in brackets [-] is old l
52 to be omitted.

1 CHAP. 18

2

3 employee organization representing certain members of the securi
4 supervisors unit, is amended to read as follows:

5 § 14. 1. Pursuant to the terms of an interest arbitration award issu
6 pursuant to subdivision 4 of section 209 of the civil service law cove
7 ing members of the collective negotiating unit designated as securi
8 supervisors who are police officers pursuant to subdivision 34
9 section 1.20 of the criminal procedure law, except those members desi
10 nated as police officers pursuant to chapter 693 of the laws of 200
11 and are full-time annual salaried employees, in recognition of the add
12 tional duties and responsibilities performed by the designated poli
13 officers in this unit as a result of the September 11th terrori
14 attacks, and, notwithstanding any provision of law, rule or regulati
15 to the contrary, effective April 1, 2003, members of this unit to wh
16 such award applies shall receive expanded duty pay in the amount of o
17 thousand five hundred forty-five dollars, annually. Effective April
18 2004, such amount shall be increased to two thousand five hundred seve
19 ty-five dollars, annually. This payment will be equally divided over t
20 26 payroll periods in each fiscal year and shall count as compensati
21 for overtime and retirement purposes. Retroactive payments shall
22 payable as soon as practicable for the retroactive provisions of th
23 [~~section~~] subdivision.

24 2. Pursuant to the terms of an interest arbitration award issu
25 pursuant to subdivision 4 of section 209 of the civil service law cove
26 ing those members of the collective negotiating unit designated as sec
27 rity supervisors who are employed by the department of correction
28 services and are designated as peace officers pursuant to subdivision
29 of section 2.10 of the criminal procedure law, and are full-time annu
30 salaried employees, notwithstanding any provision of law, rule or reg
31 ulation to the contrary, effective April 1, 2003, these designated un
32 members shall receive one thousand five hundred dollars annually,
33 recognition of the command duties and responsibilities performed
34 these designated peace officers with regard to infectious diseas
35 mental health, crime scene control, prisoner transport and other inte
36 agency issues which arise in correctional facilities. This payment wi
37 be equally divided over the 26 payroll periods in each fiscal year a
38 shall count as compensation for overtime and retirement purposes. Retr
39 active payments shall be payable as soon as practicable for the retroa
40 tive provisions of this subdivision.

41 § 3. This act shall take effect immediately, provided that section o
42 of this act shall be deemed to have been in full force and effect on a
43 after April 1, 2006, and section two of this act shall be deemed to ha
44 been in full force and effect on and after April 1, 2003.

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46 The Legislature of the STATE OF NEW YORK ss:

47 Pursuant to the authority vested in us by section 70-b of the Publ
48 Officers Law, we hereby jointly certify that this slip copy of th
49 session law was printed under our direction and, in accordance with su
50 section, is entitled to be read into evidence.

51
52 JOSEPH L. BRUNO
53 Temporary President of the Senate

SHELDON SILVER
Speaker of the Assemb