

VETO MESSAGE - No. 405

TO THE SENATE:

I am returning herewith, without my approval, the following bill:

Senate Bill Number 7757, entitled:

"AN ACT to amend the civil service law, in relation to providing for binding arbitration in negotiations for certain members of the security services collective bargaining unit"

NOT APPROVED

This bill would amend the civil Service Law to grant binding arbitration for the resolution of collective bargaining disputes to members of the Security Services Unit who are security hospital treatment assistants employed by the Office of Mental Health ("OMH"). The bill would take effect immediately.

In 2001, I approved legislation to provide binding arbitration for resolution of collective bargaining disputes of members in the collective negotiating units designated as "Security Services" and Security Supervisors." See Chapter 586 of the Laws of 2001. As a condition of my approval of Chapter 586, the State Legislature passed a chapter amendment to limit the application of Chapter 586 to State correction officers and police officers within such units. See Chapter 220 of the Laws of 2002. Accordingly, security hospital treatment assistants employed by OMH were specifically excluded from binding arbitration. In the absence of compelling new facts or circumstances, I am constrained to disapprove this bill on the ground that it is inconsistent with the 2001 agreement to approve Chapter 586.

The bill is disapproved.

(signed) GEORGE E. PATAKI

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