

NYS COPBA LEGISLATIVE DEPARTMENT 86

LAWS OF NEW YORK, 2010

CHAPTER 150

(See REPEAL NOTE at end of Chapter.)

1 AN ACT to amend the civil service law, in relation to compensation,
2 benefits and other terms of conditions of employment of certain state
3 officers and employees who are members of the security services
4 collective negotiating unit and who are not eligible for binding
5 interest arbitration pursuant to subdivision 4 of section 209 of the
6 civil service law; to authorize funding of joint labor-management
7 committees; to implement an agreement between the state and the
8 employee organization representing certain members of the security
9 services collective negotiating unit; to repeal certain provisions of
10 the civil service law relating thereto; and making an appropriation
11 for the purpose of effectuating certain provisions thereof
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13 Became a law July 2, 2010, with the approval of the Governor.

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

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16 The People of the State of New York, represented in Senate and Assem-
17 bly, do enact as follows:

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19 Section 1. Paragraph f of subdivision 1 of section 130 of the civil
20 service law is REPEALED and a new paragraph f is added to read as
21 follows:

22 f. Effective on the dates indicated, salary grades for the positions
23 in the competitive, non-competitive and labor classes of the classified
24 service of the state of New York in the collective negotiating unit
25 designated as security services collective negotiating unit established
26 pursuant to article fourteen of this chapter who are not eligible for
27 binding interest arbitration pursuant to subdivision four of section two
28 hundred nine of this chapter, shall be as follows:

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30 (1) Effective April first, two thousand seven:

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32 NYS COPBA-SSU SALARY SCHEDULE
33 NON-ARBITRATION ELIGIBLE ONLY

34 Effective March 29, 2007 (Institutional) and
35 Effective April 5, 2007 (Administrative)

Table with 9 columns: SG, Hir- ing Rate, Perf. Ad- vance Step 1, Perf. Ad- vance Step 2, Perf. Ad- vance Step 3, Perf. Ad- vance Step 4, Perf. Ad- vance Step 5, Job Rate, Perf. Adv. The table lists salary steps for SG 1 through 6.

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49 EXPLANATION--Matter in italics is new; matter in brackets [-] is old law
50 to be omitted.

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3	7	26773	27913	29053	30193	31333	32473	33613	1140
4	8	28294	29477	30660	31843	33026	34209	35392	1183
5	9	29886	31122	32358	33594	34830	36066	37302	1236
6	10	31596	32895	34194	35493	36792	38091	39390	1299
7	11	33477	34828	36179	37530	38881	40232	41583	1351
8	12	35352	36763	38174	39585	40996	42407	43818	1411
9	13	37476	38949	40422	41895	43368	44841	46314	1473
10	14	39643	41188	42733	44278	45823	47368	48913	1545
11	15	41936	43543	45150	46757	48364	49971	51578	1607
12	16	44315	45995	47675	49355	51035	52715	54395	1680
13	17	46817	48586	50355	52124	53893	55662	57431	1769
14	18	49490	51347	53204	55061	56918	58775	60632	1857
15	19	52201	54140	56079	58018	59957	61896	63835	1939
16	20	54891	56917	58943	60969	62995	65021	67047	2026
17	21	57855	59968	62081	64194	66307	68420	70533	2113
18	22	60955	63193	65431	67669	69907	72145	74383	2238
19	23	64264	66566	68868	71170	73472	75774	78076	2302
20	24	67750	70139	72528	74917	77306	79695	82084	2389
21	25	71540	74030	76520	79010	81500	83990	86480	2490

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24									
25		10 Yr.	15 Yr.	20 Yr.	25 Yr.				
26		Long	Long	Long	Long				
27	SG	Step	Step	Step	Step				
28	1	26851	28210	30664	32023				
29	2	27959	29396	31918	33356				
30	3	29304	30804	33378	34879				
31	4	30810	32264	34909	36363				
32	5	32180	33837	36552	38210				
33	6	33887	35637	38428	40178				
34	7	35677	37494	40345	42162				
35	8	37537	39425	42337	44225				
36	9	39544	41517	44506	46478				
37	10	41738	43807	46875	48943				
38	11	44029	46182	49326	51478				
39	12	46378	48630	51859	54112				
40	13	48980	51326	54637	56984				
41	14	51706	54165	57572	60031				
42	15	54487	57047	60545	63106				
43	16	57436	60112	63707	66383				
44	17	60632	63447	67166	69981				
45	18	63996	66958	70803	73766				
46	19	67347	70438	74394	77485				
47	20	70722	73955	78037	81270				
48	21	74364	77735	81933	85304				
49	22	78434	81997	86366	89929				
50	23	82249	85923	90382	94056				
51	24	86409	90216	94795	98602				
52	25	90991	94961	99678	103648				

(2) Effective April first, two thousand eight:

NYSCOPBA-SSU SALARY SCHEDULE
NON-ARBITRATION ELIGIBLE ONLY

Effective March 27, 2008 (Institutional) and
Effective April 3, 2008 (Administrative)

		<u>Perf.</u>	<u>Perf.</u>	<u>Perf.</u>	<u>Perf.</u>	<u>Perf.</u>		
		<u>Ad-</u>	<u>Ad-</u>	<u>Ad-</u>	<u>Ad-</u>	<u>Ad-</u>		
	<u>Hir-</u>	<u>vance</u>	<u>vance</u>	<u>vance</u>	<u>vance</u>	<u>vance</u>	<u>Job</u>	<u>Perf.</u>
	<u>ing</u>	<u>Step</u>	<u>Step</u>	<u>Step</u>	<u>Step</u>	<u>Step</u>	<u>Rate</u>	<u>Adv.</u>
	<u>Rate</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>		
10	<u>SG</u>							
11	<u>1</u>	<u>20781</u>	<u>21662</u>	<u>22543</u>	<u>23424</u>	<u>24305</u>	<u>25186</u>	<u>26067</u>
12	<u>2</u>	<u>21547</u>	<u>22475</u>	<u>23403</u>	<u>24331</u>	<u>25259</u>	<u>26187</u>	<u>27115</u>
13	<u>3</u>	<u>22619</u>	<u>23587</u>	<u>24555</u>	<u>25523</u>	<u>26491</u>	<u>27459</u>	<u>28427</u>
14	<u>4</u>	<u>23646</u>	<u>24666</u>	<u>25686</u>	<u>26706</u>	<u>27726</u>	<u>28746</u>	<u>29766</u>
15	<u>5</u>	<u>24777</u>	<u>25848</u>	<u>26919</u>	<u>27990</u>	<u>29061</u>	<u>30132</u>	<u>31203</u>
16	<u>6</u>	<u>26086</u>	<u>27215</u>	<u>28344</u>	<u>29473</u>	<u>30602</u>	<u>31731</u>	<u>32860</u>
17	<u>7</u>	<u>27576</u>	<u>28750</u>	<u>29924</u>	<u>31098</u>	<u>32272</u>	<u>33446</u>	<u>34620</u>
18	<u>8</u>	<u>29143</u>	<u>30362</u>	<u>31581</u>	<u>32800</u>	<u>34019</u>	<u>35238</u>	<u>36457</u>
19	<u>9</u>	<u>30783</u>	<u>32056</u>	<u>33329</u>	<u>34602</u>	<u>35875</u>	<u>37148</u>	<u>38421</u>
20	<u>10</u>	<u>32544</u>	<u>33882</u>	<u>35220</u>	<u>36558</u>	<u>37896</u>	<u>39234</u>	<u>40572</u>
21	<u>11</u>	<u>34481</u>	<u>35873</u>	<u>37265</u>	<u>38657</u>	<u>40049</u>	<u>41441</u>	<u>42833</u>
22	<u>12</u>	<u>36413</u>	<u>37866</u>	<u>39319</u>	<u>40772</u>	<u>42225</u>	<u>43678</u>	<u>45131</u>
23	<u>13</u>	<u>38600</u>	<u>40117</u>	<u>41634</u>	<u>43151</u>	<u>44668</u>	<u>46185</u>	<u>47702</u>
24	<u>14</u>	<u>40832</u>	<u>42423</u>	<u>44014</u>	<u>45605</u>	<u>47196</u>	<u>48787</u>	<u>50378</u>
25	<u>15</u>	<u>43194</u>	<u>44849</u>	<u>46504</u>	<u>48159</u>	<u>49814</u>	<u>51469</u>	<u>53124</u>
26	<u>16</u>	<u>45644</u>	<u>47375</u>	<u>49106</u>	<u>50837</u>	<u>52568</u>	<u>54299</u>	<u>56030</u>
27	<u>17</u>	<u>48222</u>	<u>50044</u>	<u>51866</u>	<u>53688</u>	<u>55510</u>	<u>57332</u>	<u>59154</u>
28	<u>18</u>	<u>50975</u>	<u>52888</u>	<u>54801</u>	<u>56714</u>	<u>58627</u>	<u>60540</u>	<u>62453</u>
29	<u>19</u>	<u>53767</u>	<u>55764</u>	<u>57761</u>	<u>59758</u>	<u>61755</u>	<u>63752</u>	<u>65749</u>
30	<u>20</u>	<u>56538</u>	<u>58625</u>	<u>60712</u>	<u>62799</u>	<u>64886</u>	<u>66973</u>	<u>69060</u>
31	<u>21</u>	<u>59591</u>	<u>61767</u>	<u>63943</u>	<u>66119</u>	<u>68295</u>	<u>70471</u>	<u>72647</u>
32	<u>22</u>	<u>62784</u>	<u>65089</u>	<u>67394</u>	<u>69699</u>	<u>72004</u>	<u>74309</u>	<u>76614</u>
33	<u>23</u>	<u>66192</u>	<u>68563</u>	<u>70934</u>	<u>73305</u>	<u>75676</u>	<u>78047</u>	<u>80418</u>
34	<u>24</u>	<u>69783</u>	<u>72244</u>	<u>74705</u>	<u>77166</u>	<u>79627</u>	<u>82088</u>	<u>84549</u>
35	<u>25</u>	<u>73686</u>	<u>76251</u>	<u>78816</u>	<u>81381</u>	<u>83946</u>	<u>86511</u>	<u>89076</u>
36								
37					<u>Long</u>			
38					<u>Max.</u>			
39		<u>10 Yr.</u>	<u>15 Yr.</u>	<u>20 Yr.</u>	<u>25 Yr.</u>			
40		<u>Long</u>	<u>Long</u>	<u>Long</u>	<u>Long</u>			
41	<u>SG</u>	<u>Step</u>	<u>Step</u>	<u>Step</u>	<u>Step</u>			
42	<u>1</u>	<u>27658</u>	<u>29058</u>	<u>31586</u>	<u>32986</u>			
43	<u>2</u>	<u>28798</u>	<u>30278</u>	<u>32876</u>	<u>34357</u>			
44	<u>3</u>	<u>30182</u>	<u>31727</u>	<u>34378</u>	<u>35924</u>			
45	<u>4</u>	<u>31736</u>	<u>33234</u>	<u>35958</u>	<u>37456</u>			
46	<u>5</u>	<u>33145</u>	<u>34851</u>	<u>37648</u>	<u>39355</u>			
47	<u>6</u>	<u>34905</u>	<u>36707</u>	<u>39582</u>	<u>41384</u>			
48	<u>7</u>	<u>36746</u>	<u>38617</u>	<u>41554</u>	<u>43425</u>			
49	<u>8</u>	<u>38666</u>	<u>40611</u>	<u>43610</u>	<u>45555</u>			
50	<u>9</u>	<u>40730</u>	<u>42762</u>	<u>45841</u>	<u>47872</u>			
51	<u>10</u>	<u>42990</u>	<u>45122</u>	<u>48282</u>	<u>50412</u>			
52	<u>11</u>	<u>45352</u>	<u>47570</u>	<u>50808</u>	<u>53025</u>			
53	<u>12</u>	<u>47768</u>	<u>50087</u>	<u>53413</u>	<u>55734</u>			
54	<u>13</u>	<u>50448</u>	<u>52864</u>	<u>56275</u>	<u>58692</u>			
55	<u>14</u>	<u>53255</u>	<u>55788</u>	<u>59297</u>	<u>61830</u>			
56	<u>15</u>	<u>56120</u>	<u>58757</u>	<u>62360</u>	<u>64998</u>			
57	<u>16</u>	<u>59162</u>	<u>61919</u>	<u>65621</u>	<u>68378</u>			
58	<u>17</u>	<u>62451</u>	<u>65350</u>	<u>69181</u>	<u>72081</u>			
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3	<u>18</u>	<u>65918</u>	<u>68969</u>	<u>72929</u>	<u>75981</u>			
4	<u>19</u>	<u>69366</u>	<u>72550</u>	<u>76625</u>	<u>79809</u>			
5	<u>20</u>	<u>72845</u>	<u>76175</u>	<u>80380</u>	<u>83710</u>			

6	<u>21</u>	<u>76593</u>	<u>80065</u>	<u>84389</u>	<u>87861</u>
7	<u>22</u>	<u>80787</u>	<u>84456</u>	<u>88956</u>	<u>92626</u>
8	<u>23</u>	<u>84716</u>	<u>88500</u>	<u>93093</u>	<u>96877</u>
9	<u>24</u>	<u>89004</u>	<u>92925</u>	<u>97641</u>	<u>101563</u>
10	<u>25</u>	<u>93722</u>	<u>97811</u>	<u>102670</u>	<u>106759</u>

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§ 2. Compensation for certain members of the collective negotiating unit designated as the security services collective negotiating unit pursuant to an agreement between the state of New York and the employee organization representing such individuals.

1. The provisions of this section shall apply to full-time annual salaried officers and employees in the collective negotiating unit designated as security services collective negotiating unit established pursuant to article 14 of the civil service law (hereinafter "security services unit") who are not eligible for binding interest arbitration pursuant to subdivision 4 of section 209 of the civil service law (hereinafter "employees who are ineligible for interest arbitration").

2. Effective April 1, 2007, the basic annual salary of members of the security services unit who are ineligible for interest arbitration and who are in full-time annual salaried employment status on March 31, 2007, shall be increased by three percent.

3. Effective April 1, 2008, the basic annual salary of members of the security services unit who are ineligible for interest arbitration and who are in full-time annual salaried employment status on March 31, 2008, shall be increased by three percent.

4. Advancement within a salary grade. Payments pursuant to the provisions of subdivision 6 of section 131 of the civil service law for members of the security services unit who are entitled to such payments and who are ineligible for interest arbitration shall be payable pursuant to the terms of an agreement between the state of New York and an employee organization representing employees subject to the provisions of this section entered into pursuant to article 14 of the civil service law (hereinafter "the agreement").

5. Effective April 1, 2007, pursuant to the terms of the agreement covering members of the security services unit who are ineligible for interest arbitration, for such unit members who are on the institutional or administrative payroll, the ten-year, the fifteen-year, the twenty-year and the twenty-five year longevity step payment for such unit members to whom the provisions of this section apply shall be that amount prescribed by paragraph f of subdivision 1 of section 130 of the civil service law as added by section one of this act.

6. Notwithstanding any of the foregoing provisions of this section, if the basic annual salary of such unit members to whom the provisions of this section apply is identical with the hiring rate, performance advance step one, two, three, four or five, the job rate, the ten-year longevity step, the fifteen-year longevity step, the twenty-year longevity step or the twenty-five year longevity step of the salary grade of his or her position on March 31, 2007, or March 31, 2008, respectively, for such unit members to whom the provisions of this section apply on the institutional or administrative payroll, such basic annual salary shall be increased to the hiring rate, performance advance step one, two, three, four or five, the job rate, the ten-year longevity step, the fifteen-year longevity step, the twenty-year longevity step or the twenty-five year longevity step of such salary grade as contained in subparagraphs 1 and 2 of paragraph f of subdivision 1 of section 130 of the civil service law, as added by section one of this act, to take effect on April 1, 2007, or April 1, 2008, respectively, for such unit members

7 to whom the provisions of this section apply on the institutional or
8 administrative payroll. The increases in basic annual salary provided by
9 this subdivision shall be in lieu of any increase in basic annual salary
10 provided for in subdivisions two and three of this section.

11 7. If an unencumbered position is one, which if encumbered, would be
12 subject to the provisions of this section, the salary of such position
13 shall be increased by the salary increase amounts specified in this
14 section. If a position is created, and is filled by the appointment of
15 such unit members to whom the provisions of this section apply, the
16 salary otherwise provided for such position shall be increased in the
17 same manner as though such position had been in existence but unencum-
18 bered. Notwithstanding the provisions of this section, the director of
19 the division of the budget may reduce the salary of any such position,
20 which is or becomes vacant.

21 8. The increases in salary payable pursuant to this section shall
22 apply on a prorated basis to officers and employees, otherwise eligible
23 to receive an increase in salary pursuant to this section, who are paid
24 on an hourly or per diem basis, who are employees serving on a part-time
25 or seasonal basis and who are employees paid on any basis other than at
26 an annual salaried rate; except that the provisions of subdivision four
27 of this section shall not apply to employees serving on a seasonal
28 basis, except as determined by the director of the budget.

29 9. Notwithstanding any other provision of this section, the provisions
30 of this section shall not apply to officers or employees paid on a fee
31 schedule basis.

32 10. In order to provide for the officers and employees to whom this
33 section applies who are not allocated to salary grades, performance
34 advancements and payments in proportion to those provided to persons to
35 whom this section applies who are allocated to salary grades, the direc-
36 tor of the budget is authorized to add appropriate adjustments to the
37 compensation which such officers and employees are otherwise entitled to
38 receive. The director of the budget shall issue certificates which shall
39 contain schedules of positions and the salaries thereof for which
40 adjustments are made pursuant to the provisions of this subdivision, and
41 a copy of each such certificate shall be filed with the state comp-
42 troller, the department of civil service, the chairman of the senate
43 finance committee and the chairman of the assembly ways and means
44 committee.

45 11. Notwithstanding any of the foregoing provisions of this section,
46 any increase in compensation may be withheld in whole or in part from
47 any such unit members to whom the provisions of this section apply when,
48 in the opinion of the director of the division of the budget and the
49 director of employee relations, such increase is not warranted or is not
50 appropriate.

51 § 3. Additional compensation for certain members of the security
52 services unit.

53 1. Members of the security services unit who are in full-time annual
54 salaried employment status and who are ineligible for interest arbi-
55 tration.

56 (a) In recognition of the general requirement for full-time employees
57 of the state in the security services unit to assemble for briefing
58 prior to the commencement of duties, where and to the extent an agree-
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3 ment so provides, each such employee except such an employee receiving
4 additional compensation pursuant to subdivision 5 of section 134 of the
5 civil service law, shall receive additional compensation in recognition
6 of pre-shift briefing.

7 (b) Each such employee holding such a position in the security

8 services unit shall be compensated for pre-shift briefing in accordance
9 with the terms of the agreement covering certain members of the security
10 services unit. No payments authorized pursuant to this subdivision and
11 such negotiated agreement shall be made to an employee who is in non-pay
12 status for that day.

13 (c) Any such additional compensation pursuant to this subdivision
14 shall be paid in addition to and shall not be a part of the employee's
15 basic annual salary and shall not be included as compensation for the
16 purposes of computation of overtime pay, provided, however, that such
17 additional compensation shall be included for retirement purposes.
18 Notwithstanding the foregoing provisions of this subdivision or of any
19 other law, such additional compensation shall be in lieu of the contin-
20 uation of any other additional compensation for such employees in recog-
21 nition of pre-shift briefing.

22 2. Members of the security services unit who are employed within the
23 state department of correctional services and who are designated as
24 peace officers pursuant to section 2.10 of the criminal procedure law.

25 (a) In recognition of the general requirement for these unit members
26 to assemble for briefing prior to the commencement of duties, where and
27 to the extent a determination made by the public arbitration panel so
28 provides on behalf of such unit members to whom the provisions of this
29 subdivision apply on behalf of each such employee except such employee
30 receiving additional compensation pursuant to subdivision 5 of section
31 134 of the civil service law, such members shall continue to receive
32 additional compensation in recognition of pre-shift briefing.

33 (b) Each such unit member to whom the provisions of this subdivision
34 apply, shall receive a minimum of four dollars eighty cents for each day
35 while in payroll status when such pre-shift briefing time is not other-
36 wise compensated at a greater amount at the one and one-half times the
37 hourly rate of pay provided for by subdivision 1 of section 134 of the
38 civil service law and the rules and regulations of the director of the
39 budget. Effective April 1, 2010, this amount shall be increased to eight
40 dollars for each day while in payroll status. Each such unit member to
41 whom the provisions of this subdivision apply, subject to the provisions
42 of this subdivision, shall be guaranteed a minimum of twenty-four
43 dollars per week in addition to base pay. Effective April 1, 2010, this
44 amount shall be increased to a minimum of forty dollars per week in
45 addition to base pay. No payments authorized pursuant to this subdivi-
46 sion, shall be made to an employee who is in non-pay status for that
47 day.

48 (c) Any such additional compensation pursuant to this subdivision,
49 shall be paid in addition to and shall not be a part of such employee's
50 basic annual salary and shall not be included as compensation for the
51 purposes of computation of overtime pay, provided, however, that such
52 additional compensation shall be included for retirement purposes.
53 Notwithstanding the foregoing provisions of this subdivision or of any
54 other law, such additional compensation as added by this subdivision
55 shall be in lieu of the continuation of any other additional compen-
56 sation for such unit members in recognition of pre-shift briefing.

57 § 4. Notwithstanding any law, rule or regulation to the contrary, any
58 employees of the state in the security services unit who are eligible

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3 for additional compensation pursuant to subdivision 5 of section 134 of
4 the civil service law shall be deemed ineligible for such additional
5 compensation to the extent, in the manner and under the circumstances
6 provided for in a negotiated agreement on behalf of such employees.

7 § 5. Uniform cleaning and maintenance and purchase of uniform shoes.
8 In recognition of the general requirement for employees of the state in

9 the security services unit to wear a uniform and to the extent that an
10 agreement so provides, each employee who is ineligible for interest
11 arbitration and on the payroll on the first day of November preceding
12 the annual effective date shall receive an increase in allowance for
13 cleaning and maintenance by three percent to the rate of six hundred
14 forty-two dollars per year effective December 1, 2007. This amount shall
15 increase by three percent to six hundred sixty-one dollars per year
16 effective December 1, 2008. Such allowance shall be payable by separate
17 check on or about December 1 of each year. Retroactive payments shall
18 be payable as soon as practicable for the retroactive provisions of this
19 section. Any amounts due to eligible members of this unit shall be
20 offset by payments already received as uniform allowance in each year
21 and the remainder shall be calculated as part of a retroactive payment.

22 § 6. Location compensation for certain state officers and employees in
23 the collective negotiating unit designated as security services.

24 1. Pursuant to the terms of an agreement covering certain members of
25 the security services unit who are ineligible for interest arbitration,
26 and notwithstanding any inconsistent provision of law, rule or regu-
27 lation to the contrary, all members of the security services unit who
28 are ineligible for interest arbitration, and are full-time annual sala-
29 ried employees and whose principal place of employment or, in the case
30 of a field employee, whose official station as determined in accordance
31 with the regulations of the state comptroller, is in the city of New
32 York or in the county of Nassau, Suffolk, Westchester or Rockland, shall
33 receive, effective April 1, 2007 an increase in locational compensation
34 in the amount of three percent to one thousand five hundred dollars per
35 year, for employees in full-time annual salaried employment status on
36 March 31, 2007, and such eligible employees shall receive, effective
37 April 1, 2008 an increase in locational compensation in the amount of
38 three percent to one thousand five hundred forty-five dollars per year,
39 for employees in full-time annual salaried employment status on March
40 31, 2008.

41 2. Pursuant to the terms of an agreement covering certain members of
42 the security services unit who are ineligible for interest arbitration,
43 and notwithstanding any inconsistent provision of law, rule or regu-
44 lation to the contrary, effective April 1, 2007, all such members of the
45 security services unit who are full-time annual salaried employees and
46 whose principal place of employment or, in the case of a field employee,
47 whose official station as determined in accordance with the regulations
48 of the comptroller is located in the county of Monroe and who were
49 eligible to receive locational pay on May 23, 1985 shall receive loca-
50 tional pay at the rate of two hundred three dollars per year provided
51 they continue to be otherwise eligible.

52 3. Pursuant to the terms of an agreement covering certain members of
53 the security services unit who are ineligible for interest arbitration,
54 and notwithstanding any inconsistent provision of law, rule or regu-
55 lation to the contrary, all such members of the security services unit
56 who are full-time annual salaried employees and whose principal place of
57 employment or, in the case of a field employee, whose official station
58 as determined in accordance with the regulations of the state comp-
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3 troller, is in the county of Orange, Putnam or Dutchess shall receive an
4 increase in locational compensation by three percent to the amount of
5 eight hundred dollars per year effective April 1, 2007, for employees in
6 full-time annual salaried employment status on March 31, 2007, and an
7 increase of three percent to eight hundred twenty-four dollars per year
8 effective April 1, 2008, for employees in full-time annual salaried
9 employment status on March 31, 2008.

10 4. The locational compensation as set out in all subdivisions of this
 11 section shall be equally divided over the 26 payroll periods in each
 12 fiscal year and be in addition to and shall not be a part of an employ-
 13 ee's basic annual salary, and shall not affect or impair any performance
 14 advance or other rights or benefits to which an employee may be entitled
 15 by law, provided, however, that locational pay shall be included as
 16 compensation for the purposes of computation of overtime pay and for
 17 retirement purposes. Retroactive payments shall be payable as soon as
 18 practicable for the retroactive provisions of this section. Any amounts
 19 due to eligible members of this unit shall be offset by payments already
 20 received as locational compensation in each year, if any, and the
 21 remainder shall be calculated as part of a retroactive payment.

22 § 7. Continuation of locational compensation for certain officers and
 23 employees of the Hudson Valley developmental disabilities services
 24 office.

25 1. Notwithstanding any law, rule or regulation to the contrary, any
 26 officer or employee of the Hudson Valley developmental disabilities
 27 services office represented in the security services unit, who is
 28 receiving locational pay pursuant to section 5 of chapter 174 of the
 29 laws of 1993 shall continue to receive such locational pay under the
 30 conditions and at the rates specified by such section 5 of chapter 174
 31 of the laws of 1993.

32 2. Notwithstanding any law, rule or regulation to the contrary, any
 33 officer or employee of the Hudson Valley developmental disabilities
 34 services office represented in the security services unit who is receiv-
 35 ing locational pay pursuant to subdivision 2 of section 11 of chapter 3
 36 of the laws of 1996 shall continue to receive such locational pay under
 37 the conditions and at the rates specified by such subdivision 2 of
 38 section 11 of chapter 3 of the laws of 1996.

39 3. Notwithstanding this section or any other law, rule or regulation
 40 to the contrary, any officer or employee of the Hudson Valley develop-
 41 mental disabilities services office represented in the security services
 42 unit who is receiving locational pay pursuant to said section seven of
 43 this act shall continue to be eligible for such locational pay if such
 44 officer's or employee's principal place of employment is changed to a
 45 location outside of the county of Rockland as the result of a reduction
 46 or redeployment of staff, provided, however, that such officer or
 47 employee is reassigned to or otherwise appointed or promoted to a
 48 different position at another work location within such Hudson Valley
 49 developmental disabilities services office located outside of the county
 50 of Rockland. The rate of such continued locational pay shall not exceed
 51 the rate such officer or employee is receiving on the date of such reas-
 52 signment, appointment or promotion.

53 § 8. Facility security pay. Pursuant to the terms of an agreement
 54 covering certain members of the security services unit who are ineligi-
 55 ble for interest arbitration, are full-time annual salaried employees
 56 and, notwithstanding any inconsistent provision of law, rule or regu-
 57 lation to the contrary, where and to the extent that an agreement so
 58 provides, effective April 1, 2007, such eligible members of the security

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 3 services unit shall receive an increase of three percent to five hundred
 4 fifteen dollars annually, and effective April 1, 2008, such eligible
 5 members of the security services unit shall receive an increase of three
 6 percent to five hundred thirty dollars annually, in recognition of their
 7 security responsibilities. This payment will be equally divided over the
 8 26 payroll periods in each fiscal year and shall count as compensation
 9 for overtime and retirement purposes. Any amounts due to eligible
 10 members of this unit shall be offset by payments already received as

11 facility security pay in each year and the remainder shall be calculated
12 as part of a retroactive payment. Retroactive payments shall be payable
13 as soon as practicable for the retroactive provisions of this section.

14 § 9. Security enforcement differential. Pursuant to the terms of an
15 agreement covering certain members of the security services unit who are
16 ineligible for interest arbitration, are full-time annual salaried
17 employees and, notwithstanding any inconsistent provision of law, rule
18 or regulation to the contrary, where and to the extent that an agreement
19 so provides, such eligible members of the security services unit shall
20 receive a security enforcement differential to be paid in recognition of
21 the enhanced security and law enforcement responsibilities inherent in
22 the positions covered by such bargaining unit. Effective April 1, 2007,
23 such payment shall increase by three percent for eligible unit members
24 to six hundred forty-three dollars and, effective April 1, 2008, such
25 payment shall increase by three percent to eligible unit members to
26 six hundred sixty-two dollars. This payment will be equally divided over
27 the 26 payroll periods in each fiscal year and shall count as compen-
28 sation for overtime and retirement purposes. Retroactive payments shall
29 be payable as soon as practicable for the retroactive provisions of this
30 section. Any amounts due to eligible members of this unit shall be
31 offset by payments already received as security enforcement differential
32 in each year and the remainder shall be calculated as part of a retroac-
33 tive payment.

34 § 10. Inconvenience pay program. Pursuant to chapter 333 of the laws
35 of 1969, as amended, and an agreement covering certain members of the
36 security services unit who are ineligible for interest arbitration, are
37 full-time annual salaried employees and, notwithstanding any inconsis-
38 tent provision of law, rule or regulation to the contrary, where and to
39 the extent that an agreement so provides, effective April 1, 2007, the
40 inconvenience pay provided to eligible employees shall be increased by
41 three percent to five hundred sixty-seven dollars per year for working
42 four or more hours between the hours of 6:00 p.m. and 6:00 a.m., except
43 on an overtime basis; effective April 1, 2008, the inconvenience pay
44 provided to eligible employees shall be increased by three percent to
45 five hundred eighty-four dollars per year for working four or more hours
46 between the hours of 6:00 p.m. and 6:00 a.m., except on an overtime
47 basis. Retroactive payments shall be payable as soon as practicable for
48 the retroactive provisions of this section. Any amounts due to eligible
49 members of this unit shall be offset by payments already received as
50 inconvenience pay in each year and the remainder shall be calculated as
51 part of a retroactive payment.

52 § 11. Notwithstanding any other provision of law, rule or regulation
53 to the contrary, where and to the extent that an agreement so provides
54 on behalf of employees in the security services unit pursuant to article
55 14 of the civil service law, the state shall contribute an amount desig-
56 nated in such agreement and for the period covered by such agreement to
57 the accounts of such employees enrolled for dependent care deductions
58 pursuant to subdivision 7 of section 201-a of the state finance law.
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3 Such amounts shall be from funds appropriated in this act and shall not
4 be part of basic annual salary for overtime and retirement purposes.

5 § 12. During the period April 1, 2007 through March 31, 2009, there
6 shall be a statewide joint labor-management committee continued and
7 administered pursuant to the terms of an agreement covering employees in
8 the security services unit which shall, after March 31, 2007, within the
9 amounts available therefor, study and make recommendations concerning
10 major issues of employee assistance, performance evaluation, training,
11 review of quality of work life efforts, and provide for the implementa-

12 tion of the terms of agreements of such committee.

13 § 13. Notwithstanding any provision of law, rule or regulation to the
14 contrary, the appropriations contained in this act shall be available to
15 the state of New York for the payment and publication of grievance and
16 arbitration settlements and awards pursuant to articles 7 and 8 of the
17 agreement covering employees in the security services unit.

18 § 14. The salary increases and benefit modifications provided for by
19 this act for state employees in the security services unit shall not be
20 implemented until the director of employee relations shall have deliv-
21 ered to the director of the budget and the comptroller a letter indicat-
22 ing that there is in effect with respect to such negotiating unit a
23 collective negotiation agreement which provides for such increases and
24 modifications and which is fully executed in writing with the state
25 pursuant to article 14 of the civil service law, and ratified pursuant
26 to the ratification procedure of the employee organization certified
27 pursuant to article 14 of the civil service law to represent such
28 collective negotiating unit.

29 § 15. Date of entitlement to salary increase. Notwithstanding the
30 provisions of this act or of any other provision of law, rule or regu-
31 lation to the contrary, the increase in salary or compensation of any
32 members of the security services unit who are ineligible for interest
33 arbitration provided by this act shall be added to the salary of such
34 member at the beginning of that payroll period the first day of which is
35 nearest to the effective date of such increase as provided in this act,
36 or at the beginning of the earlier of two payroll periods the first days
37 of which are nearest but equally near to the effective date of such
38 increase as provided in this act; provided, however, that for the
39 purposes of determining the salary of such unit members upon reclassi-
40 fication, reallocation, appointment, promotion, transfer, demotion,
41 reinstatement, or other change of status, such salary increase shall be
42 deemed to be effective on the date thereof as prescribed by this act,
43 with payment thereof pursuant to this section on a date prior thereto,
44 instead of on such effective date, and shall not operate to confer any
45 additional salary rights or benefits on such unit members. Payment of
46 such salary increase may be deferred pursuant to section sixteen of this
47 act.

48 § 16. Deferred payment of salary increase. Notwithstanding the
49 provisions of any other section of this act, or of any other law, rule
50 or regulation, pending payment pursuant to this act of the basic annual
51 salaries of incumbents of positions subject to this act such incumbents
52 shall receive, as partial compensation for services rendered, the rate
53 of compensation otherwise payable in their respective positions. An
54 incumbent holding a position subject to this act at any time during the
55 period from April 1, 2007, until the time when basic annual salaries are
56 first paid pursuant to this act for such services in excess of the
57 compensation actually received therefore, shall be entitled to a lump
58 sum payment for the difference between the salary to which such incum-

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3 bent is entitled for such services and the compensation actually
4 received therefor. Such lump sum payment shall be made as soon as prac-
5 ticable. Notwithstanding any provision of law, rule or regulation to the
6 contrary, no member of the security services unit to whom the provisions
7 of this act apply shall be entitled to, or owed, any interest or other
8 penalty for any reason on any monies due to such member pursuant to the
9 terms of this act and the terms of the agreement covering employees in
10 the security services unit.

11 § 17. Use of appropriations. The comptroller is authorized to pay any
12 amounts required during the fiscal year commencing April 1, 2010 by the

13 foregoing provisions of this act for any state department or agency for
 14 personal service or for other related employee benefits during such
 15 fiscal year. To the extent that such appropriations are insufficient to
 16 accomplish the purposes herein set forth, the director of the division
 17 of the budget is authorized to allocate to the various departments and
 18 agencies, from any appropriations available, the amounts necessary to
 19 pay such amounts. The aforementioned appropriations shall be available
 20 for payment of any liabilities or obligations incurred prior to or
 21 during the state fiscal year commencing April 1, 2010.

22 § 18. The several amounts as hereinafter set forth, or so much thereof
 23 as may be necessary, are hereby appropriated from the fund so designated
 24 for use by any state department or agency for the fiscal year beginning
 25 April 1, 2010 to supplement appropriations from each respective fund
 26 available for personal service, other than personal service and fringe
 27 benefits, and to carry out the provisions of this act. Moreover, the
 28 amounts appropriated as non-personal service may be suballocated to any
 29 state department or agency as needed. The monies hereby appropriated are
 30 available for payment of any liabilities or obligations incurred prior
 31 to or during the state fiscal year commencing April 1, 2010. No money
 32 shall be available for expenditure from this appropriation until a
 33 certificate of approval has been issued by the director of the division
 34 of the budget and a copy of such certificate or any amendment thereto
 35 has been filed with the state comptroller, the chairman of the senate
 36 finance committee and the chairman of the assembly ways and means
 37 committee.

38
 39 ALL STATE DEPARTMENTS AND AGENCIES

40
 41 General Fund / State Operations
 42 State Purposes Account - 003

43
 44 Personal Service

45
 46 Personal service 7,307,000

47
 48 Nonpersonal Service

49
 50 Fringe benefits 2,196,000
 51 Legal defense fund 150,000

52
 53 Special Revenue Funds - State
 54 Miscellaneous Special Revenue Fund - 339
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2
 3 Personal Service

4
 5 Personal Service 20,126,000

6
 7 Nonpersonal Service

8
 9 Fringe Benefits 9,942,000

10
 11 Environmental Conservation Special Revenue Fund - 301

12
 13 Personal Service

14
 15 Personal Service 180,000

16
 17 Nonpersonal Service

18			
19	Fringe Benefits	89,000	
20			
21	Lake George Park Trust Fund - 349		
22			
23	Personal Service		
24			
25	Personal Service	23,000	
26			
27	Nonpersonal Service		
28			
29	Fringe Benefits	11,000	
30			
31	State University Income Fund - 345		
32			
33	Personal Service		
34			
35	Personal Service	798,000	
36			
37	Nonpersonal Service		
38			
39	Fringe Benefits	394,000	
40			
41	Special Revenue Funds - Federal		
42	Federal Education Fund - 267		
43			
44	Personal Service		
45			
46	Personal Service	26,000	
47			
48	Nonpersonal Service		
49			
50	Fringe Benefits	13,000	
51			
52	Federal Unemployment Insurance Administration Fund - 480		
53			
54	Personal Service		
55			
56	Personal Service	211,000	

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§ 22. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2007.

REPEAL NOTE. Paragraph f of subdivision 1 of section 130 of the civil service law, repealed by section one of this act, provided salary schedules for state employees in the particular titles in the security services unit employees who are ineligible for interest arbitration and is replaced and revised by salary schedules in a new paragraph f of subdivision 1 of section 130 of the civil service law, as added by section one of this act implementing an agreement between the state and the employee organization representing such unit for employees in the security services unit who are ineligible for interest arbitration. The salary schedules for the remaining employees in the security services unit are contained in paragraph g of subdivision 1 of section 130 of the

21 civil service law.

22

23 The Legislature of the STATE OF NEW YORK ss:

24 Pursuant to the authority vested in us by section 70-b of the Public
25 Officers Law, we hereby jointly certify that this slip copy of this
26 session law was printed under our direction and, in accordance with such
27 section, is entitled to be read into evidence.

28

29 MALCOLM A. SMITH
30 Temporary President of the Senate

SHELDON SILVER
Speaker of the Assembly