

Amend Senate S2607, Assembly A3007, A BUDGET BILL, AN ACT in relation to school district eligibility for an increase in apportionment of school aid and implementation of standards

Page	Line	Amendment
Page 70,	Lines 6 and 7,	After "housing" strike out "trust fund corporation (the corporation)" and insert "finance agency"
Page 70,	Line 18,	After "housing" strike out "trust fund corporation (the corporation)" and insert "finance agency"
Page 71,	Line 36,	After "disqualifying" insert " <u>for misconduct</u> "
Page 71,	Line 37,	After "to" insert "[" and after "subdivision" insert "] <u>subdivisions</u> " and after "three" insert " <u>and six</u> "
Page 71,	Line 55,	After "disqualifying" insert " <u>for misconduct</u> " and after "to" insert "[" and after "subdivision" insert "] <u>subdivisions</u> " and after "three" insert " <u>and six</u> "
Page 79,	Line 48,	After " <u>December</u> " insert " <u>of the prior year</u> "
Page 81,	Line 17,	After " <u>it</u> " insert " <u>is</u> "
Page 82,	Line 24,	After " <u>protest</u> " insert " <u>that is</u> "
Page 82,	Line 24,	After "within" strike out " <u>ten</u> " and insert " <u>the time specified in</u> "
Page 82,	Line 25,	Strike out " <u>calendar days of</u> "
Page 82,	Line 26,	After " <u>employer</u> " insert " <u>or claimant</u> "
Page 82,	Line 26,	After "may" strike out " <u>make an appeal</u> " and insert " <u>request a hearing</u> "
Page 83,	Line 23,	Strike out " <u>any law of another state</u> " and insert " <u>under any state or federal unemployment compensation program</u> "
Page 83,	Line 29,	Strike out " <u>paragraph (c) of this subdivision</u> " and insert " <u>any provisions of this article</u> "
Page 83,	Between Lines 40 and 41,	Insert " <u>"Timely" shall mean a response is provided in the time period specified in the notice as prescribed by the commissioner."</u>
Page 83,	Line 41,	Strike out " <u>as used in this paragraph</u> "
Page 83,	Line 42,	Strike out " <u>failed to submit</u> " and insert " <u>submitted</u> "

Page 83,	Lines 43 and 44,	Strike out " <u>or failed to provide a response to a request for information as determined by the commissioner</u> "
Page 85,	Line 44	Before "'Full" insert "["
Page 85,	Line 46	After "Act." insert "]"
Page 85,	Between Lines 49 and 50,	<p>Insert</p> <p>"§21-a. Section 604 of the labor law as amended by chapter 564 of the laws of 2002 is amended to read as follows:</p> <p>§ 604. Eligibility conditions. A claimant shall be eligible for benefits under this title if he <u>or she</u> works less than his <u>or her</u> normal [full time] hours in a week for his customary employer, and that employer has reduced or restricted the claimant's weekly hours of work, or has rehired a claimant previously laid off and reduced his <u>or her</u> weekly hours of work from those previously worked, as the result of a plan by the employer to stabilize the work force by a program of sharing the work remaining after a reduction in total hours of work and a corresponding reduction in wages, provided the program requires not less than a twenty percent nor more than a sixty percent reduction in hours and wages among the work force. A claimant receiving supplemental unemployment compensation benefits, as defined in section five hundred one (c) (17) (D) of the internal revenue code of nineteen hundred fifty-four, shall not be eligible hereunder. Any employee who was otherwise eligible for benefits under this title but was denied benefits during the period beginning October first, two thousand one and ending on December first, two thousand one because more than five percent of his <u>or her</u> wages were derived from piece work, shall be entitled to make a retroactive claim for such benefits provided such claim is filed within sixty days of the effective date of this sentence."</p>
Page 86,	Line 5,	After "insurance," insert " <u>retirement benefits</u> "
Page 86,	Between Lines 27 and 28,	<p>Insert</p> <p>"§22-a. Section 605 of the labor law as amended by section twenty-two of this act is REPEALED and a new section 605 is added to read as follows:</p> <p>§ 605. Qualified employers; application. An employer who has at least five full time</p>

		<p>employees may apply to participate in a shared work program. The <u>written application shall be made according to such forms and procedures as the commissioner may specify and shall include such information as the commissioner may require, including such other information that the United States Secretary of Labor determines to be appropriate for purposes of a shared work program.</u> The commissioner shall not approve such application unless the employer (1) [agrees] <u>certifies that for the duration of the program it will not eliminate or diminish health insurance, medical insurance, retirement benefits or any other fringe benefits provided to employees immediately prior to the application unless such benefits provided to employees that do not participate in the shared work program are reduced or diminished to the same extent as those employees that participate in the shared work program;</u> (2) certifies that the collective bargaining agent for the employees, if any, has agreed to participate in the program; (3) certifies that if not for the shared work program to be initiated the employer would reduce or would have reduced its work force to a degree equivalent to the total number of working hours proposed to be reduced or restricted for all included employees;(4) certifies that it will not hire additional part time or full time employees for the affected work force while the program is in operation; [and] (5) agrees that no participant of the program shall receive, in the aggregate, more than twenty weeks of benefits exclusive of the waiting week; (6) <u>provides a description of how workers in the work force will be notified of the shared work program in advance of it taking effect, if feasible, and if such notice is not feasible, provides an explanation of why such notice is not feasible;</u> (7) <u>provides an estimate of the number of workers who would be laid off if the employer could not participate in the shared work program;</u> and (8) certifies that <u>the terms of the employer's written plan and implementation shall be consistent with employer obligations under applicable Federal and state laws."</u></p>
Page 86,	Between Lines 41 and 42,	<p>Insert</p> <p>"§ 23-a. Subdivision 1 of section 607 of the labor law, as amended by section twenty-three of this act is REPEALED, and a new subdivision 1 of section 607 is added to read as follows:</p>

		1. Amount. An eligible claimant shall be paid benefits for any week equal to his <u>or her</u> benefit rate multiplied by the percentage of reduction of his <u>or her</u> wages resulting from reduced hours of work, but only if such percentage is no less than twenty percent. The weekly benefit amount shall be rounded off to the nearest dollar. A claimant shall not be paid such benefits in excess of twenty weeks during a benefit year."
Page 87,	Line 46,	After "twenty-one," insert "twenty-one-a"
Page 87,	Line 54,	After "later;" strike "and"
Page 88,	Line 3,	After "therewith" strike "." and insert "; and"
page 88,	Between Lines 3 and 4,	Insert "j. sections twenty-two-a and twenty-three-a shall take effect August 23, 2015."