

Amend Senate S2607-A, Assembly A3007-A, 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 2,	Unnumbered line 6 (AN ACT CLAUSE),	After "charter schools'" insert "annual professional performance review plans,"
Page 7,	Line 34,	Strike out "Intentionally Omitted" and insert LBD #65042-04-3 as amended
Page 20,	Line 8,	After "Paid" strike out " <u>seventy-five</u> " and insert " <u>one hundred</u> "
Page 93,	Between Lines 54 and 55,	<p>Insert "\$2. The racing, pari-mutuel wagering and breeding law is amended by adding a new section 109-a to read as follows:</p> <p><u>109-a. Labor peace agreements for certain facilities.</u></p> <p><u>1. Definitions. As used in this subsection:</u></p> <p><u>a. "Gaming facility" means any casino gaming facility licensed by the commission. A gaming facility or operation shall not include any horse racing, bingo or charitable games of chance, the state lottery for education, or any gaming facility operating pursuant to the federal Indian Gaming Regulatory Act, 25 U.S.C. § 2710 et seq. A gaming facility or operation shall include any hospitality operation at or related to the gaming facility.</u></p> <p><u>b. "Labor peace agreement" means an agreement enforceable under 29 U.S.C. § 185(a) that, at a minimum, protects the state's proprietary interests by prohibiting labor organizations and members from engaging in picketing, work stoppages, boycotts, and any other economic interference with operation of the relevant gaming facility.</u></p> <p><u>c. "License" means any permit, license, franchise or allowance of the commission and shall include any franchisee or permittee.</u></p> <p><u>d. "Proprietary interest" means an economic and non-regulatory interest at risk in the financial success of the gaming facility that could be adversely affected by labor-management conflict, including but not limited to property interests, financial investments and revenue sharing.</u></p> <p><u>2. Legislative findings. The state legislature finds that the gaming industry constitutes a vital sector of New York's overall economy and that the state through its operation of lotteries and video</u></p>

		<p><u>lottery facilities and through its ownership of the properties utilized for horse racing by The New York Racing Association Inc. has a significant and ongoing economic and non-regulatory interest in the financial viability and competitiveness of the gaming industry. The state legislature further finds that the award or grant of a license by the commission to operate a gaming facility is a significant state action and that the commission must make prudent and efficient decisions to maximize the benefits and minimize the risks of gaming. The state legislature further recognizes that casino gaming industry integration can provide a vital economic engine to assist, nurture, develop, and promote regional economic development, the state tourism industry and the growth of jobs in the state. Additionally, the state legislature also finds revenues derived directly by the state from such gaming activity will be shared from gross gaming receipts, after payout of prizes but prior to deductions for operational expenses.</u></p> <p><u>Therefore, the state legislature finds that the state has a substantial and compelling proprietary interest in any license awarded for the operation of a gaming facility within the state.</u></p> <p><u>3. Requirements. The commission shall require any applicant for a gaming facility license who has not yet entered into a labor peace agreement to produce an affidavit stating it shall enter into a labor peace agreement with labor organizations that are actively engaged in representing or attempting to represent gaming or hospitality industry workers in the state. In order for the commission to issue a gaming facility license and for operations to commence, the applicant for a gaming facility license must produce documentation that it has entered into a labor peace agreement with each labor organization that is actively engaged in representing and attempting to represent gaming and hospitality industry workers in the state. The commission shall make the maintenance of such a labor peace agreement an ongoing material condition of licensure.</u></p> <p><u>A license holder shall, as a condition of its license, ensure that operations at the gaming facility that are conducted by contractors, subcontractors, licensees, assignees, tenants or subtenants and that involve gaming or hospitality industry employees shall be done under a labor peace agreement containing the same provisions as specified above.</u></p>
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Page 93,	Line 55,	After "§" Strike out "2" and insert "3"
Page 94,	Line 21,	After "§" Strike out "3" and insert "4"