



STATE OF NEW YORK  
**EXECUTIVE DEPARTMENT**  
DIVISION OF THE BUDGET  
STATE CAPITOL  
ALBANY, NEW YORK 12224

Andrew M. Cuomo  
Governor

Robert L. Megna  
Director of the Budget

<b>BUDGET BULLETIN</b>	<b>B-1198</b>	<b>February 15, 2012</b>
------------------------	---------------	--------------------------

**TO: ALL DEPARTMENT AND AGENCY HEADS**

**FROM: Robert L. Megna** *Robert L. Megna*

**SUBJECT: SFY 2011-12 & 2012-13 APSU Deficit Reduction Plan**

The 2011-12 Enacted Budget includes \$450 million in recurring workforce savings designed to be achieved through negotiated savings with public employee unions, or, in the absence of such negotiated savings, through layoffs.

On January 31, 2012, employees represented by the Agency Police Services Unit (APSU) of the Police Benevolent Association of New York State, Inc. (PBANYS) (formerly the Agency Law Enforcement Services Unit of Council 82) ratified a collective bargaining agreement with the State for SFY 2005-06 through SFY 2014-15. Employees who are APSU-represented are employed exclusively by the Department of Environmental Conservation; Office of Parks, Recreation and Historical Preservation; and the State University of New York.

As agreed to in the collective bargaining agreement between the State and PBANYS, and in accordance with Chapter 491 of the Laws of 2011, employees in the APSU, regardless of funding source, are subject to the APSU Deficit Reduction Plan (DRP).

Affected full-time employees will be provided with nine days of Deficit Reduction Leave (DRL) to be used before the end of the 2012-13 SFY. The full amount of DRL will be available for employee use on January 31, 2012. For less than full-time employees, and for employees who join State service as members of APSU after the start of the APSU DRP and prior to the end of the 2012-13 SFY, prorated DRL will be provided. State agencies are instructed to ensure that each employee who requests use of DRL is permitted to use such DRL, subject to supervisory approval.

The APSU DRP provides for reductions to employee retroactive salary payments as well as bi-weekly reductions from the 26 paychecks which are paid to employees in SFY 2012-13.

The full cash value of each affected employee's actual 2012-13 bi-weekly DRP reductions will be repaid to each affected employee in equal bi-weekly installments over 39 consecutive payroll periods beginning with the final paycheck paid in SFY 2014-15.

The flexible design of the DRP will facilitate agency management in scheduling coverage of all needed shifts without the use of additional overtime. Agency management must ensure that overtime is not worked or utilized that would not have otherwise been worked or utilized in the absence of the DRP. The DRP provides an important part of the recurring \$450 million Financial Plan savings; this savings must not be offset by additional and unanticipated overtime expenses. The Division of the Budget will closely monitor bi-weekly agency overtime reports to track changes in overtime use compared to corresponding bi-weekly periods in the 2010-11 SFY.

Questions regarding this bulletin should be directed to your Budget Examiner. Additional information will be available from the Office of the State Comptroller (Payroll Bulletin) and from the Department of Civil Service (Attendance and Leave Manual Policy Bulletin).