

21-25-06

RESOLUTION TO ENTER INTO A RECIPROCAL AGREEMENT ON TRANSFER OF LEAVE AND SERVICE CREDITS WITH THE NYS DEPARTMENT OF CIVIL SERVICE

WHEREAS, the leave & attendance manual maintained by the NYS Department of Civil Service is designed to assist state departments and agencies in the interpretation and application of the attendance rules for employees in NYS departments and institutions and the attendance and leave provisions of the agreements negotiated with state employee organizations; and

WHEREAS, part 24 of the leave & attendance manual is intended to facilitate the movement of qualified personnel between positions subject to the attendance rules for employees in NYS departments and institutions and positions not subject to the rules (e.g., the unclassified service, public benefit corporations, authorities, etc.); and

WHEREAS, the President of the Civil Service Commission is authorized to enter into reciprocal agreements with public agencies not covered by the rules to provide for the transfer of service and leave credits when employees move between positions in such agencies and positions subject to the rules; and

WHEREAS, appendix G of the leave & attendance manual lists over four dozen current reciprocal agreements between the President of the Civil Service Commission and eligible public agencies; and

WHEREAS, reciprocal agreements that include the transfer of leave credits are possible only with public agencies having regulations on attendance and leave which are substantially equivalent to the attendance rules outlined in the NYS civil service leave & attendance manual; and

WHEREAS, the Executive Director has pursued an agreement permitting the transfer of leave and service credits with the NYS Department of Civil Service since shortly after his arrival at the Regulating District; and

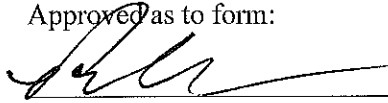
WHEREAS, in response to the Executive Director's request, and in accordance with the procedures governing the establishment of reciprocal agreements on the transfer of leave and service credits, the NYS Department of Civil Service, Director of Staffing Services has advanced the attached reciprocal agreement between the Department of Civil Service and the Hudson River – Black River Regulating District; and

WHEREAS, pursuant to the proposed agreement, upon movement of an employee between a position subject to the time and attendance policies for employees of HRBRRD and a position subject to the attendance rules for employees in NYS departments and institutions, up to 200 days of sick leave shall be transferred in the same manner and subject to the same restrictions and limitations as would apply if such movement were between two positions subject to the attendance rules for employees in NYS departments and institutions; and

WHEREAS, pursuant to the proposed agreement, for the purposes of applying the various provisions of the time and attendance rules for employees of HRBRRD or the attendance rules for employees in the NYS departments and institutions to employees who move to and from positions subject to those rules and those policies, previous service with HRBRRD shall be credited as state service and previous service in the classified or unclassified service of the Executive, Legislative or Judicial branch shall be credited as service with HRBRRD; and

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District hereby authorizes the Executive Director to enter into a Reciprocal Agreement on the transfer of leave and service credits with the NYS Department of Civil Service.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Rosenthal and seconded by Mr. Hayes that the Resolution be approved.

Present and Voting:

<u>MEMBER</u>	<u>AYE</u>	<u>NOE</u>	<u>ABSTAIN</u>
Mr. Finkle	<u> X </u>	_____	_____
Mr. Hayes.....	<u> X </u>	_____	_____
Mr. Rosenthal.....	<u> X </u>	_____	_____
Mr. DeWitt.....	<u> X </u>	_____	_____
Mr. Bird.....	<u> X </u>	_____	_____
Mr. Candido	<u> X </u>	_____	_____
Mr. Reagan.....	<u> X </u>	_____	_____