

NEW YORK MILLS UNION FREE SCHOOL DISTRICT

**RESOLUTION TO
REQUEST GOVERNOR’S VETO OF
TENURE STATUS SENIORITY RIGHTS FOR
NON-COMPETITIVE AND LABOR CLASS**

WHEREAS, during the final days of the legislative session, a bill (A.8291-A/S.5771-A) passed the legislature which would grant tenure status seniority rights to non-competitive and labor classes when there are school layoffs as well as when districts are able to rehire laid-off employees.

And **WHEREAS**, this bill ties the hands of school districts in making appropriate personnel decisions that best meet the educational needs of its students.

And **WHEREAS**, school districts need flexibility to efficiently manage their operations with limited resources.

And **WHEREAS**, this legislation undermines the collective bargaining process by uniformly giving unions a significant benefit without school districts receiving anything in return that could improve educational programs and services for children.

And **WHEREAS**, this legislation imposes an onerous mandate on school districts in direct contravention of efforts by the Mandate Relief Council to reduce state unfunded mandates on school districts.

Therefore, be it **RESOLVED** that the Board of Education calls on Governor Andrew Cuomo to veto this onerous and inappropriate legislation.

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August 3, 2012

**NYSSBA CALL TO ACTION  
– ACT NOW –**

***PUT THIS RESOLUTION ON YOUR AGENDA!***

*We ask you to voice your opposition for another ill-conceived, onerous mandate that passed both houses of the legislature during the final days of the legislative session.*

*A.8291-A/S.5771-A would grant tenure status seniority rights to non-competitive and labor classes of employees during layoffs and rehiring of employees. Districts would be forced to base hiring decisions on seniority rather than on actual need and the best interest of students. This would lead to instances where, for example, an industrial arts teaching aide may be rehired to work with a student needing special educational services rather than a special education teaching aide with less seniority but more experience in the position. This is no way to ensure that the needs of public school children are properly met.*

*Similar legislation has been vetoed by the governor’s predecessors based on the bill’s evisceration of the collective bargaining process. The bill would dramatically undermine a district’s ability to improve educational programs and services for children while conferring a significant benefit to unions. Additionally, the bill is in direct contravention of state mandate relief efforts to grant greater efficiency of resources and flexibility in staffing decisions.*

*As of today, the bill has not been delivered to Governor Cuomo; however, once it is delivered he has ten days from that date (excluding Sundays) to make his decision. Take action now by passing a resolution at your next board meeting.*