



Office of the State Comptroller  
**PAYROLL BULLETIN**

Subject Overpayment of Salary To State Employees	Bulletin No. P-441
	Date July 17, 1985

Section 11 of Chapter 302 of the Laws of 1985 amends the State Finance Law concerning overpayment of salary to State employees.

The new law - paragraph 3 of Section 200 - provides that when a State employee receives, as a result of Administrative error, salary in excess of the amount to which he or she is entitled, if the overpayment is continuing, the employee's salary will be immediately reduced to the amount he or she is entitled to receive. Any amount of overpayment for previous periods, however, will not be recovered, except as stated below.

The exceptions are:

- (a) overpayments of shift differential, geographic differential, inconvenience pay, pre-shift briefing pay and location pay.
- (b) payments for periods of time when the employee did not perform any services and was not on approved leave.
- (c) in other cases where the Comptroller reasonably determines that an employee should have known that the amount received was in excess of the amount due.

The section is effective April 1, 1985 and applies to all prior overpayments which have not been fully recovered.

Questions concerning this procedure should be directed to the Salary Determination Section at 474-1248 or 474-3564.