S T A T E O F N E W Y O R K

3592

2011-2012 Regular Sessions

I N S E N A T E

February 28, 2011

Introduced by Sen. ADAMS -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to granting members of the city's police force eligibility for retirement and pension based on previous service as traffic enforcement agents

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The administrative code of the city of New York is amended by adding a new section 13-633 to read as follows:

S 13-633 TRANSFER OF MEMBERS OF THE NEW YORK CITY POLICE DEPARTMENT FROM TRAFFIC ENFORCEMENT TO THE POLICE FORCE. A. THE TIME SERVED AS A MEMBER OF THE CITY'S TRAFFIC ENFORCEMENT WHO HAS BECOME A MEMBER OF THE POLICE FORCE OF THE CITY, WHETHER BY TRANSFER OR AS A RESULT OF A COMPETITIVE EXAMINATION AND APPOINTMENT, AND WHO IS STILL A MEMBER OF THE POLICE FORCE OF THE CITY, SHALL BE INCLUDED AND COUNTED AS SERVICE IN THE POLICE FORCE FOR THE POLICE DEPARTMENT OF THE CITY IN DETERMINING RETIREMENT AND PENSION AS PROVIDED IN THIS CODE, PROVIDED, HOWEVER, THAT NO PERSON BECOMING A MEMBER OF THE POLICE DEPARTMENT OF THE CITY IN THE MANNER HEREIN PROVIDED, SHALL BE ENTITLED TO PARTICIPATE IN THE BENEFITS OF THE POLICE PENSION FUND, UNLESS HE OR SHE SHALL PAY INTO SUCH FUND THE TOTAL SUM THAT HE OR SHE WOULD HAVE BEEN REQUIRED TO PAY IN ORDER TO PARTICIPATE THEREIN HAD HE OR SHE BEEN A MEMBER OF SUCH FORCE FROM THE TIME HE OR SHE ENTERED THE SERVICE OF TRAFFIC ENFORCEMENT. THESE PROVISIONS SHALL NOT BE SUBJECT TO ANY RESTRICTION RELATIVE TO TRANSFERS CONTAINED IN THE CIVIL SERVICE LAW OR IN THE RULES AND REGULATIONS OF THE CIVIL SERVICE COMMISSION OF THE STATE, OR ANY SUBDIVISION THEREOF.

B. NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT SHALL BE ENTITLED TO BUY BACK AND RECEIVE SERVICE CREDIT FOR THE PERIOD OF TIME SUCH MEMBER WAS PREVIOUSLY EMPLOYED AS A NEW YORK CITY TRAFFIC ENFORCEMENT AGENT PURSUANT TO SUBDIVISION A OF THIS SECTION.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD07533-01-1