

168--A

Cal. No. 254

2011-2012 Regular Sessions

I N   S E N A T E

(PREFILED)

January 5, 2011

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Introduced by Sens. MAZIARZ, ADDABBO, ALESi, AVELLA, BONACIC, FUSCHILLO, GOLDEN, GRIFFO, LARKIN, LIBOUS, LITTLE, RANZENHOFER, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- recommitted to the Committee on Civil Service and Pensions in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the retirement and social security law, in relation to allowing an eligible member of the public retirement system to obtain service credit for certain military service if such person has two years of credited service

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

1     Section 1. Subdivision 3 of section 1000 of the retirement and social  
2 security law, as added by chapter 548 of the laws of 2000, is amended to  
3 read as follows:

4     3. A member must have at least [five] TWO years of credited service  
5 (not including service granted hereunder) to be eligible to receive  
6 credit under this section.

7     S 2. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

This bill would amend Chapter 548 of the laws of 2000 to allow members who have at least two (2) years of credited service to purchase service credit for military service. Currently a member needs at least five (5) years of credited service to be eligible to purchase such service credit.

For members that purchase military service credit who ordinarily would not have attained five years of service credit, the additional military

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

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service credit could provide a vested retirement benefit where a retirement benefit would not have existed.

Insofar as this bill would affect the New York State and Local Employees' Retirement System and the New York State and Local Police and Fire Retirement System, there will be a cost for such members. Such cost will depend on the plan coverage, salary and age of the members who will be receiving an increased benefit. This cost will be shared by the State of New York and all participating employers in the New York State and Local Employees' Retirement System and the New York State and Local Police and Fire Retirement System.

Summary of relevant resources:

Data: March 31, 2011 Actuarial Year End File with distributions of membership and other statistics displayed in the 2011 Report of the Actuary and 2011 Comprehensive Annual Financial Report.

Assumptions and Methods: 2010 and 2011 Annual Report to the Comptroller on Actuarial Assumptions, Codes Rules and Regulations of the State of New York: Audit and Control.

Market Assets and GASB Disclosures: March 31, 2011 New York State and Local Retirement System Financial Statements and Supplementary Information.

Valuations of Benefit Liabilities and Actuarial Assets: summarized in the 2011 Actuarial Valuations report.

I am a member of the American Academy of Actuaries and meet the Qualification Standards to render the actuarial opinion contained herein.

This estimate, dated March 8, 2012 and intended for use only during the 2012 Legislative Session, is Fiscal Note No. 2012-103, prepared by the Actuary for the New York State and Local Employees' Retirement System and the New York State and Local Police and Fire Retirement System.