

STATE OF NEW YORK

6131

2019-2020 Regular Sessions

IN SENATE

May 16, 2019

Introduced by Sen. GOUNARDES -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the retirement and social security law, in relation to removing the social security offset for New York city uniformed correction officers who are members of the New York city uniformed correction/sanitation revised plan

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph 1 of subdivision c of section 507 of the retire-
2 ment and social security law, as amended by chapter 298 of the laws of
3 2016, is amended to read as follows:

4 1. In the case of a member of a retirement system other than the New
5 York state and local employees' retirement system, the New York state
6 teachers' retirement system, the New York city employees' retirement
7 system, the New York city board of education retirement system or the
8 New York city teachers' retirement system, or in the case of a member of
9 the New York city employees' retirement system who is a New York city
10 uniformed correction/sanitation revised plan member or an investigator
11 revised plan member, the accidental disability benefit hereunder shall
12 be a pension equal to two percent of final average salary times years of
13 credited service which such member would have attained if employment had
14 continued until such member's full escalation date, not in excess of the
15 maximum years of service creditable for the normal service retirement
16 benefit, less (i) fifty percent of the primary social security disabili-
17 ty benefit, if any, as provided in section five hundred eleven of this
18 article, and (ii) one hundred percent of any workers' compensation bene-
19 fits payable. The provisions of this paragraph shall not apply to New
20 York city enhanced plan members and/or members who are employed as New
21 York city uniformed correction officers.

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

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1 § 2. Subdivision f of section 511 of the retirement and social securi-
2 ty law, as amended by chapter 18 of the laws of 2012, is amended to read
3 as follows:

4 f. This section shall not apply to general members in the uniformed
5 correction force of the New York city department of correction or to
6 uniformed personnel in institutions under the jurisdiction of the
7 department of corrections and community supervision and security hospi-
8 tal treatment assistants, as those terms are defined in subdivision i of
9 section eighty-nine of this chapter[, ~~provided, however, that the~~
10 ~~provisions of this section shall apply to a New York city uniformed~~
11 ~~correction/sanitation revised plan member~~].

12 § 3. This act shall take effect immediately.