

STATE OF NEW YORK

3723

2021-2022 Regular Sessions

IN SENATE

January 30, 2021

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

AN ACT to authorize the county of Orleans to offer an optional twenty year retirement plan to Ryan Flaherty, a deputy sheriff employed by such county

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

1 Section 1. Notwithstanding any other provision of law to the contrary,
2 Ryan Flaherty, a member of the optional twenty-five year retirement plan
3 for certain sheriffs, undersheriffs, deputy sheriffs and correction
4 officers pursuant to section 89-l of the retirement and social security
5 law, who was employed by the Orleans county sheriff's office as of Janu-
6 ary 23, 2005, and who through no fault of his own, failed to file a
7 timely application to participate in the special twenty year retirement
8 plan contained in section 553 of the retirement and social security law
9 resulting in the crediting of his service with the county of Orleans in
10 the retirement plan contained in section 89-l of such law, shall be
11 given full credit in the section 553 twenty year retirement plan for
12 such service upon the election of the county of Orleans to assume the
13 additional cost of such service and his election to participate in such
14 plan. The county of Orleans may so elect within one year of the effec-
15 tive date of this act, by filing with the state comptroller a resolution
16 of its local legislative body together with certification that such
17 member did not bar himself from participation in such retirement plan as
18 a result of his own negligence.

19 § 2. Such deputy sheriff may elect to be covered by the provisions of
20 section 553 of the retirement and social security law and shall be enti-
21 tled to the full rights and benefits associated with coverage under such
22 section by filing a request to that effect with the state comptroller
23 within eighteen months of the effective date of this act.

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

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1 § 3. All employer past service costs associated with the implementa-
2 tion of this act shall be borne by Orleans county, and may be amortized
3 over a period of five years.
4 § 4. This act shall take effect immediately.