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

5992

2009-2010 Regular Sessions

I N A S S E M B L Y

February 23, 2009

Introduced by M. of A. P. RIVERA, CAHILL, J. RIVERA, LUPARDO -- Multi-Sponsored by -- M. of A. ESPAILLAT, McDONOUGH, McENENY, PHEFFER, ROBINSON, SCHROEDER, THIELE, WEISENBERG, WRIGHT -- read once and referred to the Committee on Governmental Employees

AN ACT to direct the department of audit and control to study and make recommendations on the establishment and operation of a public retirement system for the benefit of employees of private providers of mental hygiene services

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

Section 1. The department of audit and control shall examine, evaluate and make recommendations on the establishment and operation of a public retirement system, similar to the New York state and local employees' retirement system, and subject to the control and supervision of the state comptroller, for the benefit of the employees of each provider of services issued an operating certificate pursuant to the mental hygiene law. Such department shall direct its attention to at least the following:

(a) the contributions by employees and the providers of services which would be necessary to operate such public retirement system;

(b) the pension benefits that would be payable to employees;

(c) the costs of operating such a public retirement system; and

(d) the legislation, rules and regulations necessary to establish and implement such a public retirement system.

S 2. The department of audit and control shall hold such public hearings as shall be necessary to fulfill its duties pursuant to this section.

S 3. The department of audit and control shall make a preliminary report to the governor and the legislature of its findings, conclusions and recommendations on or before April 1, 2010, and a final report of its findings, conclusions and recommendations on or before April 1,

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

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2011, and shall submit with its reports such legislative proposals and proposed rules and regulations as it deems necessary to implement its recommendations.

S 4. This act shall take effect immediately.