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

S. 4975 A. 7861

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

April 27, 2009

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Insurance

AN ACT to amend the general municipal law and the civil service law, in relation to providing health services and insurance for volunteer firefighters and ambulance workers

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

Section 1. Subdivision 7 of section 92-a of the general municipal law, as added by chapter 331 of the laws of 2008, is amended to read as follows:

7. The provisions of this section shall [apply for] PERMIT A PUBLIC CORPORATION TO PROVIDE coverage [of] FOR volunteer firefighters, as defined in section three of the volunteer firefighters' benefit law, and volunteer ambulance workers, as defined in subdivision one of section three of the volunteer ambulance workers' benefit law, provided however, that the total cost of participation by such volunteers and their families shall be borne by such volunteers. WHERE A VOLUNTEER FIREFIGHTER OR AMBULANCE WORKER PROVIDES SERVICES IN A DISTRICT WHICH COVERS ALL OR PORTIONS OF TWO OR MORE MUNICIPALITIES WHICH OFFER COVERAGE PURSUANT TO THIS SUBDIVISION, COVERAGE SHALL BE PROVIDED BY THE MUNICIPALITY IN WHICH THE VOLUNTEER RESIDES. WHERE A MUNICIPALITY OFFERS COVERAGE UNDER ONE OR MORE PLANS OR OPTIONS, THE SUPERVISOR OR CHIEF ELECTED OFFICIAL OF SUCH MUNICIPALITY SHALL DETERMINE THE PLAN OR OPTION WHICH SHALL BE AVAILABLE TO SUCH VOLUNTEERS.

S 2. Subdivision 2 of section 163 of the civil service law, as amended by chapter 617 of the laws of 1967, is amended to read as follows:

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

LBD11127-01-9

2. The contract or contracts shall provide for health insurance for retired employees of the state and of the state colleges of agriculture, home economics, industrial labor relations and veterinary medicine, the state agricultural experiment station at Geneva, and any other institution or agency under the management and control of Cornell university as the representative of the board of trustees of the state university of New York, and the state college of ceramics under the management and control of Alfred university as the representative of the board of trustees of the state university of New York, and their spouses and dependent children as defined by the regulations of the president, on such terms as the president may deem appropriate, and the president may authorize the inclusion in the plan of the employees and retired employees of public authorities, public benefit corporations, school districts, special districts, district corporations, municipal corporations excluding active employees and retired employees of cities having a population of one million or more inhabitants whose compensation is or was before retirement paid out of the city treasury, or other appropriate agencies, subdivisions or quasi-public organizations of the state, INCLUDING ACTIVE MEMBERS OF VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE COMPANIES SERVING ONE OR MORE MUNICIPAL CORPORATIONS PURSUANT TO SUBDIVISION SEVEN OF SECTION NINETY-TWO-A OF THE GENERAL MUNICIPAL LAW, and their spouses and dependent children as defined by the regulations of the president. Any such corporation, district, agency or organization electing to participate in the plan shall be required to pay its proportionate share of the expenses of administration of the plan in such amounts and at such times as determined and fixed by the president. All amounts payable for such expenses of administration shall be paid to the commissioner of taxation and finance and shall be applied to the reimbursement of funds previously advanced for such purposes. Neither the state nor any other participant in the plan shall be charged with the particular experience attributable to the employees of the participant, and all dividends or retroactive rate credits shall be distributed pro-rata based upon the number of employees of such participant covered by the plan.

S 3. This act shall take effect immediately.