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

5263

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

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

AN ACT to authorize Beth Barsamian to receive an ordinary death benefit of her daughter, Lauren Barsamian

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

Section 1. Notwithstanding any other provision of law to the contrary, Beth Barsamian shall be hereby eligible to receive the ordinary death benefit calculated pursuant to section 606 of the retirement and social security law on account of the death of her daughter, Lauren Barsamian, registration number 40537649, who died in a tragic accident on October 8, 2005, while employed by the East Ramapo School District, a member of the New York state teachers' retirement system, and for reasons not ascribable to Lauren Barsamian's own negligence, and as such did not afford death coverage to her mother and family. Beth Barsamian is further authorized to transfer the prior service credit of Lauren Barsamian in the New York state and local employees' retirement system, who was employed from September 2002 through August 2005 as a teacher at the St. Joseph's School for the Deaf, an employer which participates in the New York state and local employees' retirement system, to the New York state teachers' retirement system which Lauren Barsamian joined in September 2005, if on or before December 31, 2009, she files an application therefor with the state comptroller. Such transfer shall be deemed to have taken effect on the beginning date of Lauren Barsamian's employment with the New York state teachers' retirement system.

Transfer of Lauren Barsamian's prior service credit shall be made by the New York state and local employees' retirement system to the New York state teachers' retirement system upon notification from the latter retirement system to the former retirement system that Lauren Barsamian would have met all of the requirements, had she been alive. There shall

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

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not be a transfer of the member's contributions because those monies have already been paid out to her designated beneficiary.

All costs incurred by implementing the provisions of this act due to past service shall be borne by the employers of members of the New York state teachers' retirement system.

S 2. This act shall take effect immediately.