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

5390

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. FLANAGAN, VOLKER -- 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 allowing members of organized units of Suffolk county correction officers to transfer service credit from any New York state and local retirement system up to seven years

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

Section 1. Subdivision d of section 89-f of the retirement and social security law, as added by chapter 591 of the laws of 1988 and such section as renumbered by chapter 771 of the laws of 1988, is amended to read as follows:

d. As used in this section "creditable service" shall include (I) any and all services performed as a correction officer of Suffolk county OR (II) ANY SERVICE DESCRIBED IN SUBDIVISION F OF THIS SECTION.

S 2. Subdivision f of section 89-f of the retirement and social security law, as added by chapter 591 of the laws of 1988, such subdivision as relettered by chapter 543 of the laws of 1992, and such section as renumbered by chapter 771 of the laws of 1988, is amended to read as follows:

f. Credit for service as a member [or officer of the state police or as a paid fireman, policeman or officer of any organized fire department or police force or department of any county, city, village, town, fire district or police district, or as a criminal investigator in the office of a district attorney, provided that service as such investigator shall have been rendered prior to January first, nineteen hundred sixty and] OF ANY NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM, NEW YORK STATE AND LOCAL POLICE AND FIRE RETIREMENT SYSTEM, NEW YORK STATE TEACHERS' RETIREMENT SYSTEM, NEW YORK CITY EMPLOYEES' RETIREMENT SYSTEM, NEW YORK CITY POLICE AND FIRE RETIREMENT SYSTEM AND THE NEW YORK CITY BOARD

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

LBD06522-02-9

OF EDUCATION RETIREMENT SYSTEM that credit therefor shall not exceed [five] SEVEN years, shall also be deemed to be creditable service and shall be included in computing years of total service for retirement pursuant to this section, provided such service was performed by the member while contributing to the retirement system pursuant to the provisions of this article or article eight of this chapter.

S 3. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

This bill will allow Suffolk County correction officers to be credited with up to seven (7) years of non-correction officer service under Suffolk County's twenty-five (25) year half-pay retirement plan, Section 89-f.

If this bill is enacted, we anticipate that there will be an immediate past service cost of approximately $9.17 million which will be borne by Suffolk County as a onetime payment. This coat assumes a payment date of February 1, 2010.

These estimated costs are based on 828 Suffolk County correction officers having a total estimated annual salary for the fiscal year ending March 31, 2009 of approximately $72 million.

This estimate, dated April 27, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-229, prepared by the Actuary for the New York State and Local Employees' Retirement System.