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

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I N S E N A T E

January 20, 2010

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

AN ACT in relation to granting Christina Paino tier I status in the New York state teachers' retirement system

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, Christina Paino, who was employed by the Western Suffolk Board of Cooperative Educational Services, from October 5, 1968 through June 1970, and was employed by the Town of Smithtown Recreation Department during the periods of 1969 through 1976 and from 1980 through 1992, and who, has been employed by the Patchogue-Medford School District from September 1985 to the present, and who, for reasons not ascribable to her own negligence, failed to become a member of the New York State Teachers' Retirement System until September 1985, and who previously received service credit for such employment with the Western Suffolk Board of Cooperative Educational Services and the Town of Smithtown Recreation Department, shall be granted retroactive membership in the New York State Teachers' Retirement System effective October 5, 1968, if, on or before December 31, 2010, she shall file a written request with the head of the New York State Teachers' Retirement System to that effect.

S 2. All costs associated with this act shall be borne by the employers of members of the New York State Teachers' Retirement System.

S 3. Notwithstanding any other provision of law, no employee contributions shall be returned to Christina Paino. Such employee contributions shall be used to offset any past service costs incurred due to enactment of this legislation.

S 4. This act shall take effect immediately.

FISCAL NOTE.--This bill would allow Christina Paino, a member of the New York State Teachers' Retirement System with Tier 4 status, to be reclassified as a Tier 1 member with all rights, benefits, and privileges which would be available to her as a Tier 1 member. Employee contributions made pursuant to Article 15 of the Retirement and Social Security Law would not be refunded to Ms. Paino. Ms. Paino must file a

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

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written request with the head of the New York State Teachers' Retirement System on or before December 31, 2010.

The cost of this benefit is equal to the increase in the present value of liabilities, which is estimated to be $154,000.

The source of this estimate is Fiscal Note 2010-07 dated January 15, 2010 prepared by the Actuary of the New York State Teachers' Retirement System and is intended for use only during the 2010 Legislative Session.