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

S. 6926--A A. 10026--A

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

February 25, 2010

IN SENATE -- Introduced by Sen. WINNER -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. O'MARA -- read once and referred to the Committee on Governmental Employees -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the county of Chemung to offer an optional twenty-five year retirement plan to certain deputy sheriffs

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, the county of Chemung, a participating employer in the New York state and local police and fire retirement system, which previously elected to offer the optional twenty-five year retirement plan established pursuant to section 551 of the retirement and social security law, to sheriffs, undersheriffs and deputy sheriffs employed by such county, is hereby authorized to make participation in such plan available to Michael Skrosknik, E. Scott Smith, Joseph Dieterle, Richard Mathews, Kasey Slater, Ryan Wheeler, James Ritter and John M. Allen, deputy sheriffs employed by the county of Chemung, who, for reasons not ascribable to their own negligence failed to make timely application to participate in such optional twenty-five year retirement plan. The county of Chemung may so elect by filing with the state comptroller, on or before December 31, 2010, a resolution of the Chemung county legislature together with certification that such deputy sheriffs did not bar themselves from participation in such retirement plan as a result of their own negligence. Thereafter, such deputy sheriffs may elect to be covered by the provisions of section 551 of the retirement and social security law, and shall be entitled to the full rights and benefits associated with cover-

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

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age under such section, by filing a request to that effect with the state comptroller on or before June 30, 2011.

S 2. All past service costs associated with implementing the provisions of this act shall be borne by the county of Chemung.

S 3. This act shall take effect immediately.

FISCAL NOTE.--This bill will authorize Chemung County to reopen the provisions of Section 551 of the Retirement and Social Security Law for deputy sheriffs Michael Skrosknik, E. Scott Smith, Joseph Dieterle, Richard Mathews, Kasey Slater, Ryan Wheeler, James Ritter, and John M. Allen who are currently not covered by that Section.

If this bill is enacted, we anticipate that there would be an estimated increase in the annual contributions of Chemung County of approximately $3,900 for the fiscal year ending March 31, 2011.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately $2,500 which will be borne by Chemung County, assuming a payment date of February 1, 2011.

This estimate, dated February 12, 2010 and intended for use only during the 2010 Legislative Session, is Fiscal Note No. 2010-89, prepared by the Actuary for the New York State and Local Employees' Retirement System.