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

2823--A

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. ABBATE, SCHROEDER, RUSSELL -- Multi-Sponsored by -- M. of A. COOK, PHEFFER, TITONE -- read once and referred to the Committee on Governmental Employees -- recommitted to the Committee on Governmental Employees in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to the minimum retirement allowance for members of the New York state teachers' retirement system who retired prior to July 1, 1980

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

Section 1. Paragraph 1 of subdivision e of section 532 of the education law, as amended by chapter 580 of the laws of 2001, is amended to read as follows:

1. Each pensioner of the retirement system who retired before July first, nineteen hundred [seventy] EIGHTY shall be paid, commencing with a payment for the month of July two thousand [one] TEN a basic supplemental pension, the total of which when added to his OR HER yearly retirement allowance computed without optional modification, but excluding any annuity derived from contributions made by members pursuant to paragraphs a and b of subdivision three of section five hundred sixteen, section five hundred twenty-eight, section five hundred twenty-nine, section five hundred thirty, section five hundred thirty-three and section five hundred thirty-five of this article, shall equal the lesser of [seventeen thousand five hundred] NINETEEN THOUSAND TWO HUNDRED FIFTY dollars or the sum of five hundred FIFTY dollars multiplied by the number of years of full-time New York state service not to exceed thirty-five years with which he OR SHE was credited at the time of his OR HER retirement.

S 2. This act shall take effect June 30, 2010, except that if this act shall have become a law after June 30, 2010, this act shall take effect

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

LBD06326-02-0

immediately and shall be deemed to have been in full force and effect on and after June 30, 2010.

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

This bill would extend the minimum retirement benefit provision for retirees of the New York State Teachers' Retirement System contained in subdivision e of Section 532 of the Education Law to members who retired before July 1, 1980. Currently only members who retired before July 1, 1970 are eligible. Additionally the minimum annual benefit would be increased to $550 for each year of credited full-time New York State service, up to 35 years, for a maximum benefit of $19,250. The benefit is currently $500 for each year up to 35, for a maximum benefit of $17,500. The increased benefit would commence with a payment for the month of July 2010.

The annual cost to the employers of members of the New York State Teachers' Retirement System for this benefit is estimated to be $1.9 million or .01% of payroll.

The source of this estimate is Fiscal Note 2010-5 dated October 13, 2009 prepared by the Actuary of the New York State Teachers' Retirement System and is intended for use only during the 2010 Legislative Session.