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

6732

2009-2010 Regular Sessions

I N A S S E M B L Y

March 11, 2009

Introduced by M. of A. MAGEE -- read once and referred to the Committee on Governmental Employees

AN ACT to amend chapter 648 of the laws of 2008 relating to permitting the reopening of the optional twenty year retirement plan to certain police officers in the city of Oneida, in relation to extending the deadline for certain filing requirements

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

Section 1. Section 1 of chapter 648 of the laws of 2008 relating to permitting the reopening of the optional twenty year retirement plan to certain police officers in the city of Oneida, is amended to read as follows:

Section 1. Notwithstanding any other provision of law, the city of Oneida, a participating employer in the New York state and local police and fire retirement system, which previously elected to make the benefits of section 384-d of the retirement and social security law available to the police officers employed by it, is hereby authorized to make participation in such plan available to officer David Meeker, Jr. who for reasons not ascribable to his own negligence, was not enrolled in such plan at the time of his hiring. Such participating employer may elect to make such provisions available to such officer by filing with the state comptroller, on or before December 31, [2008] 2009, a resolution of its governing board certifying that such officer is eligible to apply, is not barred from participating in such retirement plan as the result of his own negligence, and that the city of Oneida will pay all costs attributable to this act, as determined by the comptroller, into the pension accumulation fund. Thereafter, such police officer may elect to be covered by the provisions of section 384-d of the retirement and social security law, and shall be entitled to the full rights and benefits associated with coverage under such section, by filing a request to

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

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that effect with the state comptroller on or before June 30, [2009] 2010.

S 2. This act shall take effect immediately.

FISCAL NOTE.--This bill will amend Chapter 648 of the laws of 2008 to allow the City of Oneida to elect to reopen the provisions of Section 384-d of the Retirement and Social Security Law for police officer David Meeker Jr.

If this bill is enacted and officer David Meeker Jr. becomes covered under Section 384-d, we anticipate that there will be an increase of approximately $3,100 in the annual contributions of the City of Oneida for the fiscal year ending March 31, 2010.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately $35,000 which would be borne by the City of Oneida as a one time payment. This estimate is based on the assumption that payment will be made on February 1, 2010.

This estimate, dated March 3, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-172, prepared by the Actuary for the New York State and Local Police and Fire Retirement System.