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

S. 3280--A A. 6846--A

2009-2010 Regular Sessions

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

March 13, 2009

IN SENATE -- Introduced by Sen. LITTLE -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- recommitted to the Committee on Civil Service and Pensions in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. SAYWARD -- 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 authorize the payment of ordinary disability benefits by the New York state and local employees' retirement system to the widow of Ronald M. Premo

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, Cindy L. Premo, the widow of Ronald M. Premo who was employed by the department of law, was a member of the New York state and local employees' retirement system, was diagnosed and hospitalized with cancer in January of 2002, was advised on February 14, 2002 that he would be unable to return to employment as the result of his malignancy and the treatment therefor, and died on February 18, 2002 prior to filing an application for an ordinary disability retirement and a retirement election form with the New York state and local employees' retirement system, shall be authorized to file such application and election on behalf of her deceased husband, if on or before December 31, 2010 she shall submit a request therefor to the state comptroller. Such application for an ordinary disability retirement and retirement option election shall be deemed to have become effective on February 5, 2002.

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

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All retirement benefits payable pursuant to the provisions of this act shall be paid to Cindy L. Premo and shall be in lieu of any other death benefits payable.

S 2. This act shall take effect immediately.

FISCAL NOTE. --This bill would deem Ronald M. Premo, who died in active service prior to filing an application for an ordinary disability retirement, to have filed such application on February 5, 2002. The benefits payable pursuant to this act shall be in lieu of any other death benefits payable.

If this bill is enacted, there will be a cost of approximately $162,000 which would be shared by the State of New York and all the participating employers in the New York State and Local Employees' Retirement System.

This estimate, dated January 29, 2010 and intended for use only during the 2010 Legislative Session, is Fiscal Note No. 2010-76, prepared by the Actuary for the New York State and Local Employees' Retirement System.