

4486

2009-2010 Regular Sessions

I N S E N A T E

April 23, 2009

Introduced by Sens. FLANAGAN, O. JOHNSON, LARKIN, MORAHAN -- read twice  
and ordered printed, and when printed to be committed to the Committee  
on Local Government

AN ACT to amend the general municipal law, in relation to service award  
programs

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

1 Section 1. Paragraph (b) of subdivision 8 of section 219-d of the  
2 general municipal law, as amended by chapter 514 of the laws of 1998, is  
3 amended to read as follows:

4 (b) The entitlement age, the number of years of ambulance service  
5 required to obtain a nonforfeitable right to a service award, and the  
6 activities for which points shall be granted toward a year of ambulance  
7 service may be changed by resolution adopted by the affirmative vote of  
8 at least sixty percent of the governing board of the sponsor without  
9 referendum; PROVIDED, THAT, CONSISTENT WITH THE PROVISIONS OF SUBDIVI-  
10 SION THREE OF SECTION TWO HUNDRED NINETEEN-M OF THIS ARTICLE, IF THE  
11 EFFECT OF THE AMENDMENT IS TO INCREASE THE NUMBER OF POINTS GRANTED FOR  
12 THE PERFORMANCE OF THE ACTIVITY, DECREASE THE AMOUNT OF AN ACTIVITY  
13 REQUIRED TO EARN THE POINTS GRANTED FOR THE PERFORMANCE OF THE ACTIVITY,  
14 OR BOTH, SUCH AMENDMENT SHALL BE SUBJECT TO A MANDATORY REFERENDUM. ANY  
15 AMENDMENT TO A SERVICE AWARD PROGRAM SHALL ONLY TAKE EFFECT AS OF THE  
16 FIRST OF JANUARY NEXT SUCCEEDING COMPLETION OF THE PROCEEDINGS REQUIRED  
17 FOR ADOPTION OF THE AMENDMENT AND SHALL ONLY APPLY PROSPECTIVELY.

18 S 2. Subdivision 3 of section 219-k of the general municipal law, as  
19 added by chapter 558 of the laws of 1998, is amended to read as follows:

20 3. "Entitlement age" means age [sixty-five] FIFTY-FIVE and, except in  
21 the case of disability or death, shall be the earliest age at which a  
22 participant who has a nonforfeitable right to a service award is enti-  
23 tled to apply for and begin receiving a service award.

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

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1 S 3. Paragraph (b) of subdivision 9 of section 219-1 of the general  
2 municipal law, as added by chapter 558 of the laws of 1998, is amended  
3 to read as follows:

4 (b) The activities for which points shall be granted toward a year of  
5 ambulance service may be changed by resolution adopted by the affirma-  
6 tive vote of at least sixty percent of the governing board of the spon-  
7 sor without referendum; PROVIDED, THAT, CONSISTENT WITH THE PROVISIONS  
8 OF SUBDIVISION THREE OF SECTION TWO HUNDRED NINETEEN-M OF THIS ARTICLE,  
9 IF THE EFFECT OF THE AMENDMENT IS TO INCREASE THE NUMBER OF POINTS  
10 GRANTED FOR THE PERFORMANCE OF THE ACTIVITY, DECREASE THE AMOUNT OF AN  
11 ACTIVITY REQUIRED TO EARN THE POINTS GRANTED FOR THE PERFORMANCE OF THE  
12 ACTIVITY, OR BOTH, SUCH AMENDMENT SHALL BE SUBJECT TO A MANDATORY REFER-  
13 ENDUM. ANY AMENDMENT TO A SERVICE AWARD PROGRAM SHALL ONLY TAKE EFFECT  
14 AS OF THE FIRST OF JANUARY NEXT SUCCEEDING COMPLETION OF THE PROCEEDINGS  
15 REQUIRED FOR ADOPTION OF THE AMENDMENT AND SHALL ONLY APPLY PROSPECTIVE-  
16 LY.

17 S 4. This act shall take effect on the first of January next succeed-  
18 ing the date on which it shall have become a law; provided, however,  
19 that effective immediately, the addition, amendment and/or repeal of any  
20 rule or regulation necessary for the implementation of this act on its  
21 effective date are authorized and directed to be made and completed by  
22 the state comptroller on or before such date.