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

4611

2009-2010 Regular Sessions

I N S E N A T E

April 24, 2009

Introduced by Sens. ONORATO, BONACIC, DILAN, HASSELL-THOMPSON, C. JOHNSON, KLEIN, PARKER, SAMPSON, SAVINO, STAVISKY, THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to health insurance coverage for surviving domestic partners of members of the police department and the fire department who are enrolled in a health insurance plan

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

Section 1. Subparagraphs (ii) and (iii) of paragraph 2 of subdivision b of section 12-126 of the administrative code of the city of New York, subparagraph (ii) as amended by chapter 339 of the laws of 2008 and subparagraph (iii) as amended by chapter 436 of the laws of 2001, are amended to read as follows:

(ii) Where a retired member of the fire department dies and is enrolled in a health insurance plan, the surviving spouse OR ELIGIBLE DOMESTIC PARTNER shall be afforded the right to such health insurance coverage and health insurance coverage which is predicated on the insured's enrollment in the hospital and medical program for the aged and disabled under the social security act as is provided for retirees and their dependents as set forth in subparagraph (i) of this paragraph, provided such surviving spouse OR ELIGIBLE DOMESTIC PARTNER pays one hundred two percent of the group rate for such coverage, with two percent intended to cover administrative costs incurred, provided such spouse OR PARTNER elects such health insurance coverage within one year of the death of his or her spouse OR PARTNER. For purposes of this subparagraph, "retired member of the fire department" shall include persons who, immediately prior to retirement, were employed by the fire department of the city of New York in a title whose duties are those of an emergency medical technician or advanced emergency medical technician

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

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(as those terms are defined in section three thousand one of the public health law), or whose duties required the direct supervision of employees whose duties are those of an emergency medical technician or advanced emergency medical technician (as those terms are defined in section three thousand one of the public health law).

(iii) Where a retired member of the police department, including premerger retirees who were police officers employed by the New York city housing authority or the New York city transit authority, dies and is enrolled in a health insurance plan, the surviving spouse OR ELIGIBLE DOMESTIC PARTNER shall be afforded the right to such health insurance coverage and health insurance coverage which is predicated on the insured's enrollment in the hospital and medical program for the aged and disabled under the social security act as is provided for retirees and their dependents as set forth in subparagraph (i) of this paragraph, provided such surviving spouse OR ELIGIBLE DOMESTIC PARTNER pays one hundred two percent of the group rate for such coverage, with two percent intended to cover administrative costs incurred, provided such spouse OR PARTNER elects such health insurance coverage within one year of the death of his or her spouse OR PARTNER.

S 2. This act shall take effect immediately.