S T A T E   O F   N E W   Y O R K
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4813

2009-2010 Regular Sessions

I N   S E N A T E

April 27, 2009
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Introduced by Sen. C. JOHNSON -- read twice and ordered printed, and
  when printed to be committed to the Committee on Civil Service and
  Pensions

AN ACT in relation to providing retirement credit to Mario C. Donofrio
  for military service during the Korean conflict

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

 1   Section 1. Notwithstanding any other provision of law, Mario C. Dono-
 2 frio, a retired member of the New York state and local employees'
 3 retirement system, having retired on December 31, 1997; and who served
 4 in the United States military during the Korean conflict; shall be enti-
 5 tled to receive credit for his time of Korean conflict service if, on or
 6 before December 31, 2009 he: (1) shall file a request to such effect
 7 with the head of the New York state and local employees' retirement
 8 system; and (2) shall pay to the New York state and local employees'
 9 retirement system an amount equal to the product of the number of years
10 of military service being claimed and three percent of his annual rate
11 of compensation immediately preceding his retirement.
12   S 2. This act shall take effect immediately and the increase in bene-
13 fits shall begin on and after such effective date.
      FISCAL NOTE.--This bill would grant additional service credit to Mario
    C. Donofrio, a retired member of the New York State and Local Employees'
    Retirement System, for service rendered in the Korean conflict.
      If this bill is enacted, there will be an immediate past service cost
    of approximately $26,000. Of this amount, Mr. Donofrio will be required
    to pay $5,400, and the remaining $20,600 will 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 March 26, 2009 and intended for use only during
    the 2009 Legislative Session, is Fiscal Note No. 2009-192, prepared by
    the Actuary for the New York State and Local Employees' Retirement
    System.

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