

5391

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. FLANAGAN -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the retirement and social security law, in relation to allowing members of organized units of Suffolk county correction officers to transfer service credit from any New York state and local retirement system earned for service with the New York state department of mental hygiene

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

1 Section 1. Subdivision d of section 89-f of the retirement and social
2 security law, as added by chapter 591 of the laws of 1988 and such
3 section as renumbered by chapter 771 of the laws of 1988, is amended to
4 read as follows:
5 d. As used in this section "creditable service" shall include (I) any
6 and all services performed as a correction officer of Suffolk county OR
7 (II) ANY SERVICE DESCRIBED IN SUBDIVISION F OF THIS SECTION.
8 S 2. Subdivision f of section 89-f of the retirement and social secu-
9 rity law, as added by chapter 591 of the laws of 1988, relettered by
10 chapter 543 of the laws of 1992 and such section as renumbered by chap-
11 ter 771 of the laws of 1988, is amended to read as follows:
12 f. Credit for service as a member or officer of the state police or as
13 a paid fireman, policeman or officer of any organized fire department or
14 police force or department of any county, city, village, town, fire
15 district or police district, or as a criminal investigator in the office
16 of a district attorney, provided that service as such investigator shall
17 have been rendered prior to January first, nineteen hundred sixty and
18 that credit therefor shall not exceed five years, OR AS A SAFETY AND
19 SECURITY OFFICER, GRADE TWELVE EMPLOYED BY THE NEW YORK STATE DEPARTMENT
20 OF MENTAL HYGIENE, PROVIDED HOWEVER THAT SUCH SERVICE OCCURRED BETWEEN
21 JANUARY FIRST, NINETEEN HUNDRED EIGHTY-FOUR AND DECEMBER THIRTY-FIRST,
22 NINETEEN HUNDRED NINETY AND SHALL NOT EXCEED FIVE YEARS, shall also be

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

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1 deemed to be creditable service and shall be included in computing years
2 of total service for retirement pursuant to this section, provided such
3 service was performed by the member while contributing to the retirement
4 system pursuant to the provisions of this article or article eight of
5 this chapter.

6 S 3. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, section 50:

This bill will allow Suffolk County correction officers to be credited with up to five (5) years of safety and security officer service with the New York State department of mental hygiene between January , 1984 and December 31, 1990, under Suffolk County's Section 89-f twenty-five (25) year half-pay retirement plan,

If this bill is enacted, we anticipate that there will be an immediate past service cost of approximately \$1.35 million which will be borne by Suffolk County as a onetime payment. This cost assumes a payment date of February 1, 2010.

These estimated costs are based on 31 affected Suffolk County correction officers having a total estimated annual salary for the fiscal year ending March 31, 2009 of approximately \$3.0 million.

This estimate, dated April 28, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-230, prepared by the Actuary for the New York State and Local Employees' Retirement System.