

7470

2011-2012 Regular Sessions

I N A S S E M B L Y

May 5, 2011

Introduced by M. of A. SCHROEDER -- read once and referred to the
Committee on Governmental Employees

AN ACT to authorize the New York state and local employees' retirement
system to accept an application for accidental disability retirement
benefits from Thomas Whalen

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, the application
2 for accidental disability retirement benefits of Thomas Whalen who was
3 employed by the County of Erie and a member of the New York state and
4 local employees' retirement system shall be accepted for consideration
5 by the New York state and local employees' retirement system as if such
6 application had been filed with such system in a timely manner.
7 S 2. The application referred to in section one of this act shall be
8 submitted on or before December 31, 2012. The improved benefits due
9 Thomas Whalen will become payable on the effective date of this act.
10 Nothing in this act shall be construed as entitling Thomas Whalen to any
11 improved benefits for any period of time prior to the effective date of
12 this act.
13 S 3. All costs associated with this act shall be borne by the county
14 of Erie.
15 S 4. This act shall take effect immediately.

FISCAL NOTE.-- This bill would entitle Thomas Whalen, a current reti-
ree who was employed by Erie County, to file an application for an acci-
dental disability retirement and have it accepted for consideration as
if it had been filed in a timely manner. The improved benefit will be
payable on a prospective basis only.

If this bill is enacted and Mr. Whalen is granted an accidental disa-
bility retirement benefit, there will be an immediate past service cost
of approximately \$48,000 which would be borne by Erie County as a one-
time payment.

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

LBD06855-02-1

This estimate, dated February 15, 2011, and intended for use only during the 2011 Legislative Session, is Fiscal Note No. 2011-112, prepared by the Actuary for the New York State and Local Employees' Retirement System.