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

S. 5719 A. 8317

2011-2012 Regular Sessions

S E N A T E - A S S E M B L Y

June 13, 2011

IN SENATE -- Introduced by Sen. LIBOUS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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

AN ACT in relation to allowing Richard Merrill and Frederick Akshar to join the special retirement plan for sheriffs, undersheriffs and deputy sheriffs

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

Section 1. Notwithstanding any other provision of law, Richard Merrill and Frederick Akshar, who are each employed as a deputy sheriff in the county of Broome, and who are each a member of the New York state and local employees' retirement system, and who were each eligible to make the election pursuant to section 551 of the retirement and social security law to join the special retirement plan for sheriffs, undersheriffs and deputy sheriffs engaged in law enforcement activities, but who, for reasons not ascribable to their own individual negligence, failed to make such election to join such special retirement plan, shall each be eligible to individually join such special retirement plan if on or before December 31, 2011 they file a written request with the state comptroller to that effect.

S 2. All costs incurred by the implementation of this act shall be borne by the county of Broome.

S 3. This act shall take effect immediately.

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

This legislation would allow Broome County to reopen the provisions of Section 552 of the Retirement and Social Security Law for two deputy sheriffs.

In estimating this cost, we have assumed the following:

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

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1. The legislation, when drafted, would affect only Richard Merrill and Frederick Akshar.

2. The legislation would specify that all costs incurred due to its enactment would be borne by Broome County.

3. There are no other deputy sheriffs employed by Broome County who are involved in criminal law enforcement at least 50% of the time that are not currently covered by the provisions of Section 552.

If this legislation is enacted during the 2011 legislative session, we anticipate that there would be an increase of approximately $13,400 in the annual contributions of Broome County for the fiscal year ending March 31, 2012.

In addition to the annual contributions discussed above, there would be an immediate past service cost of approximately $23,300, which would be borne by Broome County as a one-time payment. This estimate is based on the assumption that payment would be made on February 1, 2012.