

4512

2011-2012 Regular Sessions

I N   S E N A T E

April 8, 2011

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Introduced by Sen. NOZZOLIO -- 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 providing credit to members of public retirement systems of the state for military service rendered during periods of military conflict

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

1     Section 1. Paragraphs (a), (b) and (c) of subdivision 2 and subdivi-  
2     sion 6 of section 1000 of the retirement and social security law, as  
3     added by chapter 548 of the laws of 2000, are amended to read as  
4     follows:  
5     (a) hostilities participated in by the military forces of the United  
6     States in Lebanon, from the first day of June, nineteen hundred eighty-  
7     three to the first day of December, nineteen hundred eighty-seven[, as  
8     established by receipt of the armed forces expeditionary medal, the navy  
9     expeditionary medal, or the marine corps expeditionary medal];  
10    (b) hostilities participated in by the military forces of the United  
11    States in Grenada, from the twenty-third day of October, nineteen  
12    hundred eighty-three to the twenty-first day of November, nineteen  
13    hundred eighty-three[, as established by receipt of the armed forces  
14    expeditionary medal, the navy expeditionary medal, or the marine corps  
15    expeditionary medal];  
16    (c) hostilities participated in by the military forces of the United  
17    States in Panama, from the twentieth day of December, nineteen hundred  
18    eighty-nine to the thirty-first day of January, nineteen hundred nine-  
19    ty[, as established by receipt of the armed forces expeditionary medal,  
20    the navy expeditionary medal, or the marine corps expeditionary medal];  
21    or  
22    6. To be eligible to receive credit for military service under this  
23    section, a member must make application for such credit before the  
24    effective date of retirement. [Notwithstanding the foregoing provisions

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

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1 of this subdivision, an individual who retired on or after December  
2 twenty-first, nineteen hundred ninety-eight and before the effective  
3 date of this section may make application for credit pursuant to this  
4 section within one year following the effective date of this section, in  
5 which event, the cost to the retiree would be based on the twelve month  
6 period immediately preceding retirement.] ANY RETIRED MEMBERS SEEKING TO  
7 RECEIVE CREDIT FOR MILITARY SERVICE UNDER THIS SECTION MUST MAKE APPLI-  
8 CATION FOR SUCH CREDIT WITHIN SIX MONTHS OF THE EFFECTIVE DATE OF THE  
9 CHAPTER OF THE LAWS OF TWO THOUSAND ELEVEN WHICH AMENDED THIS SUBDIVI-  
10 SION.

11 S 2. This act shall take effect immediately.