

7764

I N S E N A T E

June 18, 2012

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

AN ACT to authorize Beth Barsamian to receive an ordinary death benefit of her daughter, Lauren Barsamian

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

1 Section 1. Notwithstanding any other provision of law to the contrary,
2 Beth Barsamian shall be hereby eligible to receive the ordinary death
3 benefit calculated pursuant to section 606 of the retirement and social
4 security law on account of the death of her daughter, Lauren Barsamian,
5 registration number 40537649, who died in a tragic accident on October
6 8, 2005, while employed by the East Ramapo School District, a member of
7 the New York state teachers' retirement system, and for reasons not
8 ascribable to Lauren Barsamian's own negligence, and as such did not
9 afford death coverage to her mother and family. Beth Barsamian is
10 further authorized to transfer the prior service credit of Lauren Barsa-
11 mian in the New York state and local employees' retirement system, who
12 was employed from September 2002 through August 2005 as a teacher at the
13 St. Joseph's School for the Deaf, an employer which participates in the
14 New York state and local employees' retirement system, to the New York
15 state teachers' retirement system which Lauren Barsamian joined in
16 September 2005, if on or before December 31, 2012, she files an applica-
17 tion therefor with the state comptroller. Such transfer shall be deemed
18 to have taken effect on the beginning date of Lauren Barsamian's employ-
19 ment with the New York state teachers' retirement system.

20 Transfer of Lauren Barsamian's prior service credit shall be made by
21 the New York state and local employees' retirement system to the New
22 York state teachers' retirement system upon notification from the latter
23 retirement system to the former retirement system that Lauren Barsamian
24 would have met all of the requirements, had she been alive. There shall
25 not be a transfer of the member's contributions because those monies
26 have already been paid out to her designated beneficiary.

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

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1 All costs incurred by implementing the provisions of this act due to
2 past service shall be borne by the employers of members of the New York
3 state teachers' retirement system.

4 S 2. This act shall take effect immediately.

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

This bill would allow Beth Barsamian, the mother of Lauren Barsamian, to transfer Lauren Barsamian's service credit in the New York State and Local Employees' Retirement System to the New York State Teachers' Retirement System. Lauren Barsamian became a member of the New York State Teachers' Retirement System on September 1, 2005 and died in a tragic accident on October 8, 2005. Lauren Barsamian was ineligible for death benefit coverage under Paragraph 2 of subdivision a of Section 606 of the Retirement and Social Security Law because she had less than one year of service credit with the New York State Teachers' Retirement System at the time of her death. However she would have been eligible for death benefit coverage had she transferred her service credit in the New York State and Local Employees' Retirement System to the New York State Teachers' Retirement System prior to her death.

The cost of this benefit is equal to the amount of Ms. Barsamian's ordinary death benefit, which is estimated to be \$167,000.

The source of this estimate is Fiscal Note 2012-38 dated June 18, 2012 prepared by the Actuary of the New York State Teachers' Retirement System and is intended for use only during the 2012 Legislative Session. I, Richard A. Young, am the Actuary for the New York State Teachers' Retirement System. I am a member of the American Academy of Actuaries and I meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.