

9456

I N   A S S E M B L Y

March 1, 2012

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

AN ACT granting tier I status in the New York state teachers' retirement  
system to Joanne Ohnmeiss

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, Joanne  
2     Ohnmeiss, a member of the New York state teachers' retirement system,  
3     who was employed on July 5, 1971 by the Lake Shore Central School  
4     District, who, for reasons not ascribable to her own negligence, did not  
5     file a membership application in such system until September 1, 1984,  
6     which gave her Tier IV status instead of Tier I status, where she would  
7     have been had she been able to file a membership application when she  
8     was first employed by the Lake Shore Central School District, may be  
9     deemed to have become a member of the New York state teachers' retire-  
10    ment system on July 5, 1971 if on or before December 31, 2012 she shall  
11    file with the head of the New York state teachers' retirement system a  
12    written request to that effect.     Upon granting of such retroactive  
13    membership, Joanne Ohnmeiss shall not be granted a refund of any employ-  
14    ee contribution made by her to the New York state teachers' retirement  
15    system.

16    S 2. Any costs incurred in implementing the provisions of this act  
17    shall be borne by the Lake Shore Central School District.

18    S 3. This act shall take effect immediately.

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

     This bill would allow Joanne Ohnmeiss, a member of the New York State  
Teachers' Retirement System with Tier 4 status, to be reclassified as  
Tier 1 member with all rights, benefits, and privileges which would be  
available to her as a Tier 1 member. Her date of membership would be  
changed based upon her employment with the Lake Shore Central School  
District during the 1971-72 school year. Ms. Ohnmeiss would not receive  
any additional service credit under this bill. Employee contributions  
made pursuant to Article 15 of the Retirement and Social Security Law  
would not be refunded to Ms. Ohnmeiss. Ms. Ohnmeiss must file a written

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

LBD13700-03-2

request with the head of the New York State Teachers' Retirement System on or before December 31, 2012.

The cost of this benefit is equal to the increase in the present value of liabilities, which is estimated to be \$67,000. This cost shall be borne by the Lake Shore Central School District.

The source of this estimate is Fiscal Note 2012-09 dated February 10, 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.