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

4489

2011-2012 Regular Sessions

I N  S E N A T E

April 6, 2011

Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to provision of health insurance and supplemental benefits to retirees of the New York city off track betting corporation

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

Section 1. Legislative intent. The state of New York has an interest in the welfare of its citizens, and the general welfare of its senior citizens is a matter of great public concern to the state of New York. On December 7, 2010, the New York City Off Track Betting Corporation, a public benefits corporation created in 1973 pursuant to article VI of the racing, pari-mutual wagering and breeding law ceased operations. The legislature finds that, since its inception, New York City Off Track Betting provided the state of New York with significant revenues to support government operations. The legislature further finds that after the governor of the state of New York issued an executive order to allow the New York City Off Track Betting Corporation to file for bankruptcy pursuant to Chapter 9 of the United States Bankruptcy Code, the unions representing the employees of NYCOTB worked tirelessly to assist the corporation in its restructuring efforts, including two collective bargaining agreements wherein the employees made significant concessions, including voluntary separation from the corporation, in order to save the corporation and assist their fellow employees.

The legislature further finds that employees retired from the corporation, after having received the assurance that they and their dependants would receive health insurance and supplemental benefit coverage under their collective bargaining representative's welfare benefit program. After the closure of New York City Off Track Betting, those benefits ceased.

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

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The legislature further finds that cessation of these benefits to public employees who have devoted their working lives to service of a New York state public benefits corporation works a great injustice and a severe hardship to the retirees and their dependants, thereby putting their health and very lives in danger.

The legislature further finds that by honoring the commitment to provide health insurance and supplemental benefits to retirees of New York City Off Track Betting, the state reaffirms its commitment to ameliorate the deleterious impact which the closure of New York City Off Track Betting has had upon the citizens of the state of New York.

S 2. Subdivision 4 of section 606 of the racing, pari-mutuel wagering and breeding law, as amended by chapter 115 of the laws of 2008, is amended to read as follows:

4. All [employees and officers] PRESENT AND FUTURE RETIREES of the corporation in classes or positions whose incumbents, in equivalent classes or positions of the city, are eligible, as of the effective date hereof, to participate in, and receive benefits from any city authorized health insurance or welfare benefit program, shall be eligible to participate in, and receive benefits from any such health insurance or welfare benefit program; provided, however, that the [corporation] STATE shall reimburse the city or its designee for the actual cost of benefits under this subdivision.

S 3. This act shall take effect immediately.