

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

4512--A

2011-2012 Regular Sessions

I N S E N A T E

April 8, 2011

Introduced by Sens. NOZZOLIO, LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- recommitted to the Committee on Civil Service and Pensions in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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,

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

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1 the navy expeditionary medal, or the marine corps expeditionary medal];
2 or
3 6. To be eligible to receive credit for military service under this
4 section, a member must make application for such credit before the
5 effective date of retirement. [Notwithstanding the foregoing provisions
6 of this subdivision, an individual who retired on or after December
7 twenty-first, nineteen hundred ninety-eight and before the effective
8 date of this section may make application for credit pursuant to this
9 section within one year following the effective date of this section, in
10 which event, the cost to the retiree would be based on the twelve month
11 period immediately preceding retirement.] ANY RETIRED MEMBERS SEEKING TO
12 RECEIVE CREDIT FOR MILITARY SERVICE UNDER THIS SECTION MUST MAKE APPLI-
13 CATION FOR SUCH CREDIT WITHIN SIX MONTHS OF THE EFFECTIVE DATE OF THE
14 CHAPTER OF THE LAWS OF TWO THOUSAND TWELVE WHICH AMENDED THIS SUBDIVI-
15 SION.
16 S 2. This act shall take effect immediately.