

5676--A

2013-2014 Regular Sessions

I N   S E N A T E

June 3, 2013

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Introduced by Sen. TKACZYK -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to allow Joel Lochner to join the optional twenty year retirement plan, city of Amsterdam, county of Montgomery

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 the city of Amsterdam, in the county of Montgomery, a participating  
3 employer in the New York state and local police and fire retirement  
4 system, which previously elected to offer the optional twenty year  
5 retirement plan, established pursuant to section 384-d of the retirement  
6 and social security law, to police officers employed by such city, is  
7 hereby authorized to make participation in such plan available to Joel  
8 Lochner, a police officer employed by the city of Amsterdam, who, for  
9 reasons not ascribable to his own negligence failed to make a timely  
10 application to participate in such optional twenty year retirement plan.  
11 The city of Amsterdam may so elect by filing with the state comptroller,  
12 on or before December 31, 2013, a resolution of its governing body  
13 together with certification that such police officer did not bar himself  
14 from participation in such retirement plan. Thereafter, Joel Lochner,  
15 may elect to be covered by the provisions of section 384-d of the  
16 retirement and social security law as a Tier 5 member, and shall be  
17 entitled to the full rights and benefits associated with coverage under  
18 such section, by filing a request to that effect with the state comp-  
19 troller on or before December 31, 2013.

20     S   2. All past service costs associated with implementing the  
21 provisions of this act shall be borne by the city of Amsterdam and may  
22 be amortized over a period of five years.

23     S   3. This act shall take effect immediately.

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

LBD10547-04-3

FISCAL NOTE.--This bill will allow the city of Amsterdam to elect to reopen the provisions of Section 384-d of the Retirement and Social Security Law for police officer Joel Lochner.

If this bill were enacted, we anticipate that there will be an increase of approximately \$3,600 in the annual contributions of the city of Amsterdam for the fiscal year ending March 31, 2014.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately \$9,400 which would be borne by the city of Amsterdam as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2014. If the past service cost is amortized over a period of five (5) years, the past service costs for the first year including interest, would be approximately \$2,200.

Summary of relevant resources:

Data: March 31, 2012 Actuarial Year End File with distributions of membership and other statistics displayed in the 2012 Report of the Actuary and 2012 Comprehensive Annual Financial Report.

Assumptions and Methods: 2010, 2011 and 2012 Annual Report to the Comptroller on Actuarial Assumptions, Codes Rules and Regulations of the State of New York: Audit and Control.

Market Assets and GASB Disclosures: March 31, 2012 New York State and Local Retirement System Financial Statements and Supplementary Information.

Valuations of Benefit Liabilities and Actuarial Assets: summarized in the 2012 Actuarial Valuations report.

I am a member of the American Academy of Actuaries and meet the Qualification Standards to render the actuarial opinion contained herein.

This estimate, dated May 8, 2013 and intended for use only during the 2013 Legislative Session, is Fiscal Note No. 2013-133, prepared by the Actuary for the New York State and Local Police and Fire Retirement System.