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

7979

2015-2016 Regular Sessions

I N A S S E M B L Y

June 2, 2015

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

AN ACT to authorize the town of Waterford, in the county of Saratoga to offer an optional twenty year retirement plan and the additional pension benefit plan for members of optional twenty year retirement plan to police officer Michael Shudt

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

Section 1. Notwithstanding any other provision of law to the contrary, the town of Waterford, in the county of Saratoga, a participating employer in the New York state and local police and fire retirement system, which previously elected to offer the optional twenty year retirement plan, established pursuant to section 384-d of the retirement and social security law and the additional pension benefit plan for members of the optional twenty year retirement plan established pursuant to section 384-e of the retirement and social security law, to police officers employed by such town, is hereby authorized to make participation in such plan available to Michael Shudt, a police officer employed by the town of Waterford with a start date of September 2, 1998, who, for reasons not ascribable to his own negligence, failed to make a timely application to participate in such optional twenty year retirement plan. The town of Waterford may so elect by filing with the state comptroller, on or before December 31, 2015, a resolution of its town board together with certification that such police officer did not bar himself from participation in such retirement plan as a result of his own negligence. Thereafter, such police officer may elect to be covered by the provisions of section 384-d of the retirement and social security law, and shall be entitled to the full rights and benefits associated with coverage under such section, by filing a request to that effect with the state comptroller on or before June 30, 2016.

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

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S 2. All past costs associated with implementing the provisions of this act shall be borne by the town of Waterford.

S 3. This act shall take effect immediately.

FISCAL NOTE. -- PURSUANT TO LEGISLATIVE LAW, SECTION 50:

This Bill will allow the town of Waterford to reopen the provisions of Section 384-d together with Section 384-e of the Retirement and Social Security Law for police officer Michael Shudt.

If this legislation is enacted during the 2015 legislative session, we anticipate that there will be an increase of approximately $5,820 in the annual contributions of the town of Waterford for the fiscal year ending March 31, 2016. In future years, this cost will vary as the billing rates and salary of Michael Shudt change.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately $134,000 which would be borne by the town of Waterford as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2016.

Summary of relevant resources:

Data: March 31, 2014 Actuarial Year End File with distributions of membership and other statistics displayed in the 2014 Report of the Actuary and 2014 Comprehensive Annual Financial Report.

Assumptions and Methods: 2010, 2011, 2012, 2013 and 2014 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, 2014 New York State and Local Retirement System Financial Statements and Supplementary Information.

Valuations of Benefit Liabilities and Actuarial Assets: Summarized in the 2014 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 June 1, 2015, and intended for use only during the 2015 Legislative Session, is Fiscal Note No. 2015-130, prepared by the Actuary for the New York State and Local Police and Fire Retirement System.