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

1101

2015-2016 Regular Sessions

I N S E N A T E

January 8, 2015

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the retirement and social security law, in relation to military service credits

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

Section 1. The opening paragraph and paragraphs (c) and (d) of subdivision 2 of section 1000 of the retirement and social security law, as added by chapter 548 of the laws of 2000, are amended and two new paragraphs (e) and (f) are added to read as follows:

A member, upon application to such retirement system, may obtain a total not to exceed three years of service credit for up to three years of military duty, as defined in section two hundred forty-three of the military law, OR NOT TO EXCEED SEVEN YEARS OF SERVICE CREDIT FOR FIFTY PERCENT OF SUCH MEMBER'S TOTAL YEARS IN ACTIVE MILITARY DUTY, WHICHEVER IS GREATER, if honorably discharged therefrom, if all or part of such services was rendered in the military conflicts referenced below, as follows:

(c) hostilities participated in by the military forces of the United States in Panama, from the twentieth day of December, nineteen hundred eighty-nine to the thirty-first day of January, nineteen hundred ninety, as established by receipt of the armed forces expeditionary medal, the navy expeditionary medal, or the marine corps expeditionary medal; [or]

(d) hostilities participated in by the military forces of the United States, from the second day of August, nineteen hundred ninety, to the end of such hostilities in case of a veteran who served in the theater of operations including Iraq, Kuwait, Saudi Arabia, Bahrain, Qatar, the United Arab Emirates, Oman, the Gulf of Aden, the Gulf of Oman, the Persian Gulf, the Red Sea, and the airspace above these locations[.];

(E) HOSTILITIES PARTICIPATED IN BY THE MILITARY FORCES OF THE UNITED STATES IN THE GLOBAL WAR ON TERRORISM FROM SEPTEMBER ELEVENTH, TWO THOU-

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

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SAND ONE THROUGH THE END OF SUCH HOSTILITIES IN CASE OF A VETERAN WHO SERVED IN THE THEATER OF OPERATIONS INCLUDING AFGHANISTAN, IRAQ, PAKISTAN, YEMEN, OMAN, SAUDI ARABIA, TURKEY, LIBYA, EGYPT, INDIA, LEBANON, SYRIA, THE GULF OF ADEN, THE GULF OF OMAN, THE PERSIAN GULF, THE RED SEA, AND THE AIRSPACE ABOVE THESE LOCATIONS; OR

(F) HOSTILITIES PARTICIPATED IN BY THE MILITARY FORCES OF THE UNITED STATES IN CASE OF A VETERAN WHO SERVED IN UN RELATED COMBAT THEATERS IN SOMALIA FROM AUGUST NINETEEN HUNDRED NINETY-TWO THROUGH MARCH NINETEEN HUNDRED NINETY-FOUR, IN CASE OF A VETERAN WHO SERVED IN NATO RELATED COMBAT THEATERS IN BOSNIA IN DECEMBER NINETEEN HUNDRED NINETY-FIVE THROUGH NOVEMBER TWO THOUSAND FOUR AND IN CASE OF A VETERAN WHO SERVED IN NATO RELATED COMBAT THEATERS IN KOSOVO IN APRIL NINETEEN HUNDRED NINETY-NINE THROUGH JUNE NINETEEN HUNDRED NINETY-NINE.

S 2. This act shall take effect immediately.