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

8044

I N S E N A T E

June 7, 2016

Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to authorize Matthew J. McFadden and Richard Gage to elect to participate in the optional twenty-year retirement plan for police officers employed by the village of Avon in the county of Livingston

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 village of Avon, in the county of Livingston, 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, to police officers employed by such village, is hereby authorized to make participation in such plan available to Matthew J. McFadden and Richard Gage, police officers employed by such village, who, for reasons not ascribable to their own negligence, failed to make a timely application to participate in such optional twenty-year retirement plan. Thereafter, Matthew J. McFadden and Richard Gage 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 as well as section 384-e of such law, by filing a request to that effect with the state comptroller on or before December 31, 2016.

S 2. All past service costs associated with implementing the provisions of this act shall be borne by the village of Avon.

S 3. This act shall take effect immediately.

FISCAL NOTE. -- Pursuant to Legislative Law, Section 50:

This bill would allow the village of Avon to reopen the provisions of Section 384-d together with 384-e of the Retirement and Social Security Law for police officers Matthew J. McFadden and Richard Gage.

If this bill is enacted during the 2016 legislative session, we anticipate that there will be an increase of approximately $7,440 in the annual contributions of the village of Avon for the fiscal year ending

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

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March 31, 2017. In future years, this cost will vary as the billing rates and salaries of these officers change.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately $28,600, which would be borne by the village of Avon as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2017.

Summary of relevant resources:

The membership data used in measuring the impact of the proposed change was the same as that used in the March 31, 2015 actuarial valuation. Distributions and other statistics can be found in the 2015 Report of the Actuary and the 2015 Comprehensive Annual Financial Report.

The actuarial assumptions and methods used are described in the 2015 Annual Report to the Comptroller on Actuarial Assumptions, and the Codes Rules and Regulations of the State of New York: Audit and Control.

The Market Assets and GASB Disclosures are found in the March 31, 2015 New York State and Local Retirement System Financial Statements and Supplementary Information.

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 2, 2016, and intended for use only during the 2016 Legislative Session, is Fiscal Note No. 2016-107, prepared by the Actuary for the New York State and Local Retirement System.