

# STATE OF NEW YORK

---

2944

2017-2018 Regular Sessions

## IN SENATE

January 18, 2017

---

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

AN ACT to authorize Patricia Gill-Davanzo Tier IV status in the New York state and local employees' retirement system

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, Patricia Gill-  
2 Davanzo, a member of the New York State and Local Employees' Retirement  
3 System (NYSERS) with Tier V status, who was employed by the North Baby-  
4 lon Union Free School District on June 16, 1993 and who for reasons not  
5 ascribable to her own negligence was not offered membership in the New  
6 York State and Local Employees' Retirement System on June 16, 1993 as a  
7 Tier IV member, shall, upon application filed with the state comptroller  
8 on or before December 31, 2017, be reclassified as a Tier IV member with  
9 June 16, 1993 as her date of membership and shall be entitled to every  
10 right, benefit and privilege which would have been available to her in  
11 accordance with Tier IV status.

12 § 2. No contributions made to the New York state and local employees'  
13 retirement system by Patricia Gill-Davanzo shall be returned or refunded  
14 to her pursuant to this act.

15 § 3. All past service costs associated with the implementation of this  
16 act shall be borne by the North Babylon Union Free School District.

17 § 4. This act shall take effect immediately.

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

This bill will grant Tier 4 status in the New York State and Local Employees' Retirement System to Patricia Gill-Davanzo, a current Tier 5 member employed by the North Babylon Union Free School District, by changing her date of membership to June 16, 1993. There will be no refund of member contributions.

If this legislation is enacted during the 2017 legislative session, we anticipate that there will be an increase of approximately \$1,700 in the

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

LBD05500-02-7

annual contributions of the North Babylon Union Free School District for the fiscal year ending March 31, 2018. In future years, this cost will vary as the billing rates and salary of Patricia Gill-Davanzo change.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately \$17,800 which will be borne by the North Babylon Union Free School District as one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2018.

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, 2016 actuarial valuation. Distributions and other statistics can be found in the 2016 Report of the Actuary and the 2016 Comprehensive Annual Financial Report.

The actuarial assumptions and methods used are described in the 2015 and 2016 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, 2016 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 January 12, 2017 and intended for use only during the 2017 Legislative Session, is Fiscal Note No. 2017-8, prepared by the Actuary for the New York State and Local Retirement System.