

# STATE OF NEW YORK

---

6382

2019-2020 Regular Sessions

## IN SENATE

June 7, 2019

---

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

AN ACT granting retroactive tier III membership in the New York state  
and local employees' retirement system to Steven R. Grice

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1     Section 1. Notwithstanding any other law to the contrary, Steven R.  
2     Grice, who is currently a Tier VI member of the New York state and local  
3     employees' retirement system and currently employed by the county of  
4     Genesee, and who commenced employment with the county of Genesee on June  
5     22, 1981, and who, for reasons not ascribable to his own negligence,  
6     failed to become a member of the New York state and local employees'  
7     retirement system in 1981, may be deemed to have become a member of the  
8     New York state and local employees' retirement system on June 22, 1981,  
9     if within one year of the effective date of this act he shall file an  
10    application therefor with the state comptroller. Upon receipt of such  
11    application, Steven R. Grice shall be granted Tier III status in the New  
12    York state and local employees' retirement system and be eligible for  
13    all the rights and benefits thereof. No contributions made to the New  
14    York state and local employees' retirement system by Steven R. Grice  
15    shall be returned to him pursuant to this act.

16    § 2. Any past service costs incurred in implementing the provisions of  
17    this act shall be borne by the county of Genesee.

18    § 3. This act shall take effect immediately.

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

20    This bill will grant Tier 3 status in the New York State and Local  
21    Employees' Retirement System to Steven R. Grice, a current Tier 6 member  
22    employed by the county of Genesee, by changing his date of membership to  
23    June 22, 1981, his first date of employment with the county of Genesee.  
24    There will be no refund of member contributions. As a Tier 3 member with

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

LBD02405-02-9

1 over 10 years of membership, he will no longer be required to make 3%  
2 member contributions.

3 If this bill is enacted during the 2019 legislative session, we antic-  
4 ipate that there will be an increase of approximately \$4,900 in the  
5 annual contributions of the county of Genesee for the fiscal year ending  
6 March 31, 2020. In future years, this cost will vary as the billing  
7 rates and salary of Steven Grice change.

8 In addition to the annual contributions discussed above, there will be  
9 an immediate past service cost of \$8,430 which will be borne by the  
10 county of Genesee as a one-time payment. This estimate is based on the  
11 assumption that payment will be made on February 1, 2020.

12 Summary of relevant resources:

13 The membership data used in measuring the impact of the proposed  
14 change was the same as that used in the March 31, 2018 actuarial valu-  
15 ation. Distributions and other statistics can be found in the 2018  
16 Report of the Actuary and the 2018 Comprehensive Annual Financial  
17 Report.

18 The actuarial assumptions and methods used are described in the 2015,  
19 2016, 2017 and 2018 Annual Report to the Comptroller on Actuarial  
20 Assumptions, and the Codes, Rules and Regulations of the State of New  
21 York: Audit and Control.

22 The Market Assets and GASB Disclosures are found in the March 31, 2018  
23 New York State and Local Retirement System Financial Statements and  
24 Supplementary Information.

25 I am a member of the American Academy of Actuaries and meet the Quali-  
26 fication Standards to render the actuarial opinion contained herein.

27 This fiscal note does not constitute a legal opinion on the viability  
28 of the proposed change nor is it intended to serve as a substitute for  
29 the professional judgment of an attorney.

30 This estimate, dated May 16, 2019, and intended for use only during  
31 the 2019 Legislative Session, is Fiscal Note No. 2019-123, prepared by  
32 the Actuary for the New York State and Local Retirement System.