STATE OF NEW YORK

8613

IN SENATE

June 22, 2020

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

AN ACT to authorize the county of Orleans to offer an optional twenty year retirement plan to Kevin Colonna, a deputy sheriff employed by such county

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, Kevin Colonna, a member of the optional twenty-five year retirement plan for certain sheriffs, undersheriffs, deputy sheriffs and correction officers pursuant to section 89-l of the retirement and social security law, who was employed by the Orleans county sheriff's office as of February 10, 2013, and who through no fault of his own, failed to file a timely application to participate in the special twenty year retirement plan contained in section 553 of the retirement and social security law resulting in the crediting of his service with the county of Orleans in the retirement plan contained in section 89-l of such law, shall be given full credit in the section 553 twenty year retirement plan for such service upon the election of the county of Orleans to assume the additional cost of such service and his election to participate in such plan. The county of Orleans may so elect within one year of the effective date of this act, by filing with the state comptroller a resolution of its local legislative body together with certification that such member did not bar himself from participation in such retirement plan as a result of his own negligence.

§ 2. Such deputy sheriff may elect to be covered by the provisions of section 553 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 within eighteen months of the effective date of this act.

§ 3. All employer past service costs associated with the implementation of this act shall be borne by Orleans county, and may be amortized over a period of five years.

§ 4. This act shall take effect immediately.

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

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