

# STATE OF NEW YORK

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1811

2021-2022 Regular Sessions

## IN ASSEMBLY

January 11, 2021

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Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the civil service law, in relation to authorizing past or retired school board members to purchase state health insurance after ten years

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

1 Section 1. Subdivisions 2 and 4 of section 163 of the civil service  
2 law, subdivision 2 as amended by section 4 of part T of chapter 56 of  
3 the laws of 2010 and subdivision 4 as amended by chapter 329 of the laws  
4 of 1960, are amended to read as follows:

5 2. The contract or contracts shall provide for health benefits for  
6 retired employees of the state and of the state colleges of agriculture,  
7 home economics, industrial labor relations and veterinary medicine, the  
8 state agricultural experiment station at Geneva, and any other institu-  
9 tion or agency under the management and control of Cornell university as  
10 the representative of the board of trustees of the state university of  
11 New York, and the state college of ceramics under the management and  
12 control of Alfred university as the representative of the board of trus-  
13 tees of the state university of New York, and their spouses and depend-  
14 ent children as defined by the regulations of the president, on such  
15 terms as the president may deem appropriate, and the president may  
16 authorize the inclusion in the plan of the employees and retired employ-  
17 ees of public authorities, public benefit corporations, school  
18 districts, school board members who have served for ten years, special  
19 districts, district corporations, municipal corporations excluding  
20 active employees and retired employees of cities having a population of  
21 one million or more inhabitants whose compensation is or was before  
22 retirement paid out of the city treasury, or other appropriate agencies,  
23 subdivisions or quasi-public organizations of the state, including  
24 active members of volunteer fire and volunteer ambulance companies serv-

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

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1 ing one or more municipal corporations pursuant to subdivision seven of  
2 section ninety-two-a of the general municipal law, and their spouses and  
3 dependent children as defined by the regulations of the president. Any  
4 such corporation, district, school board member, agency or organization  
5 electing to participate in the plan shall be required to pay its or his  
6 or her proportionate share of the expenses of administration of the plan  
7 in such amounts and at such times as determined and fixed by the presi-  
8 dent. All amounts payable for such expenses of administration shall be  
9 paid to the commissioner of taxation and finance and shall be applied to  
10 the reimbursement of funds previously advanced for such purposes.  
11 Neither the state nor any other participant in the plan shall be charged  
12 with the particular experience attributable to the employees of the  
13 participant, and all dividends or retroactive rate credits shall be  
14 distributed pro-rata based upon the number of employees of such partic-  
15 ipant covered by the plan.

16 4. Any public authority, public benefit corporation, school district,  
17 school board, special district, district corporation, municipal corpo-  
18 ration, or other agency, subdivision or quasi-public organization of the  
19 state, whose employees and retired employees are authorized to be  
20 included in the plan as provided by subdivision two of this section, may  
21 elect to participate in such plan. Any such election shall be exercised  
22 by the adoption of a resolution by its governing body and, in the case  
23 of any municipal corporation where a resolution of its governing body is  
24 required by law to be approved by any other body or officer, such resol-  
25 ution shall also be approved by such other body or officer. Any such  
26 election may be made with respect to inclusion in the plan of both its  
27 employees and its retired employees at the same time, or may be made  
28 only with respect to its employees alone and at another time with  
29 respect to its retired employees. Any such authority, corporation,  
30 district, board, agency, subdivision or organization making such  
31 election shall become a participating employer under such plan, subject  
32 to and in accordance with the regulations of the president relating  
33 thereto.

34 § 2. This act shall take effect immediately.