## STATE OF NEW YORK

5107

2021-2022 Regular Sessions

## IN SENATE

February 23, 2021

Introduced by Sen. SANDERS -- read twice and ordered printed, and when printed to be committed to the Committee on Cities 1

AN ACT to amend the administrative code of the city of New York, in relation to extending the benefits of the variable supplements fund to all New York city police officers, firefighters, housing police, transit police, correction officers and registered domestic partners

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

1	Section 1. Section 13-271 of the administrative code of the city of
2	New York is amended by adding a new subdivision g to read as follows:
3	g. Notwithstanding any other provision of law, the provisions of this
4	subchapter shall apply to all police officers who, prior to the effec-
5	tive date of this subdivision, were ineligible for the benefits set
б	forth in this subchapter, including all disabled New York city police
7	officers, line of duty widows and widowers, registered domestic partners
8	and all other New York city police officers who receive benefits from
9	the New York city police pension fund. All such police officer reti-
10	rees, widows and widowers and registered domestic partners shall be
11	eligible and are hereby granted all rights and benefits set forth in
12	this subchapter pursuant to the schedule set forth in subparagraph (i)
13	of paragraph seven of subdivision a of this section from the effective
14	date of this subdivision. However, nothing in this subdivision shall
15	serve to cause a reduction in the variable supplement payment to any
16	police officer or their beneficiary who was eligible for the benefit
17	prior to the effective date of this subdivision.
18	§ 2. Section 13-281 of the administrative code of the city of New York
19	is amended by adding a new subdivision g to read as follows:
20	g. Notwithstanding any other provision of law, the provisions of this
21	subchapter shall apply to all police officers who, prior to the effec-

22 tive date of this subdivision, were ineligible for the benefits set
23 forth in this subchapter, including all disabled New York city police

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

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officers, line of duty widows and widowers, registered domestic partners 1 2 and all other retired New York city police officers who receive benefits 3 from the New York city police pension fund. All such retired police 4 officers, widows and widowers and registered domestic partners shall be 5 eligible and are hereby granted all rights and benefits set forth in б this subchapter pursuant to the schedule set forth in subparagraph (i) of paragraph two of subdivision a of this section from the effective 7 8 date of this subdivision. However, nothing in this subdivision shall 9 serve to cause a reduction in the variable supplement payment to any 10 police officer or their beneficiary who was eliqible for the benefit 11 prior to the effective date of this subdivision. § 3. Section 13-385 of the administrative code of the city of New York 12 13 is amended by adding a new subdivision i to read as follows: 14 i. Notwithstanding any other provision of law, the provisions of this subchapter shall apply to all firefighters who, prior to the effective 15 16 date of this subdivision, were ineligible for the benefits set forth in this subchapter, including all disabled New York city firefighters, line 17 18 of duty widows and widowers, registered domestic partners and all other 19 retired firefighters who receive benefits from the New York fire depart-20 ment pension fund. All such firefighters, widows and widowers, regis-21 tered domestic partners and retirees shall be eligible and are hereby granted all rights and benefits set forth in this subchapter pursuant to 22 the schedule set forth in subparagraph (i) of paragraph ten of subdivi-23 sion a of this section from the effective date of this subdivision. 24 25 However, nothing in this subdivision shall serve to cause a reduction in 26 the variable supplement payment to any firefighter or their beneficiary 27 who was eligible for the benefit prior to the effective date of this subdivision. 28 29 § 4. Section 13-395 of the administrative code of the city of New York 30 is amended by adding a new subdivision f to read as follows: 31 f. Notwithstanding any other provision of law, the provisions of this 32 subchapter shall apply to all firefighters who, prior to the effective date of this subdivision, were ineligible for the benefits set forth in 33 34 this subchapter, including all disabled New York city firefighters, line 35 of duty widows and widowers, registered domestic partners and all other firefighters who receive a benefit from the New York fire department 36 pension fund. All such firefighters, widows and widowers, registered 37 domestic partners and retirees shall be eligible and are hereby granted 38 all rights and benefits set forth in this subchapter pursuant to the 39 40 schedule set forth in subparagraph (i) of paragraph two of subdivision a of this section from the effective date of this subdivision. However, 41 42 nothing in this subdivision shall serve to cause a reduction in the 43 variable supplement payment to any firefighter or their beneficiary who 44 was eligible for the benefit prior to the effective date of this subdi-45 vision. 46 § 5. Subdivision 4 of section 13-191 of the administrative code of the 47 city of New York, as added by chapter 844 of the laws of 1987, amended by adding a new paragraph (i) to read as follows: 48 49 (i) Notwithstanding any other provision of law, the provisions of this section shall apply to all transit police members who retired as transit 50 51 police officers, who, prior to the effective date of this paragraph, were ineligible for the benefits set forth in this section, including 52 53 all disabled transit police members, line of duty widows and widowers, registered domestic partners and all other transit police members who 54 55 retired as transit police officers and who receive benefits from the New 56 York city employees' retirement system. All such transit police officer

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retirees, widows and widowers and registered domestic partners shall be 1 2 eligible and are hereby granted all rights and benefits set forth in 3 this section pursuant to the schedule set forth in subparagraph one of 4 paragraph (c) of this subdivision, from the effective date of this para-5 graph. However, nothing in this paragraph shall serve to cause a б reduction in the variable supplement payment to any transit police offi-7 cer or their beneficiary who was eligible for the benefit prior to the 8 effective date of this paragraph. 9 § 6. Subdivision 4 of section 13-191 of the administrative code of the 10 city of New York, as added by chapter 846 of the laws of 1987, is 11 amended by adding a new paragraph (i) to read as follows: 12 (i) Notwithstanding any other provision of law, the provisions of this 13 section shall apply to all housing police members who retired as housing 14 police officers, who, prior to the effective date of this paragraph, were ineligible for the benefits set forth in this section, including 15 all disabled housing police members, line of duty widows and widowers, 16 registered domestic partners and all other housing police members who 17 retired as housing police officers and who receive benefits from the New 18 19 York city employees' retirement system. All such housing police officer 20 retirees, widows and widowers and registered domestic partners shall be 21 eligible and are hereby granted all rights and benefits set forth in this section pursuant to the schedule set forth in subparagraph one of 22 paragraph (c) of this subdivision, from the effective date of this para-23 graph. However, nothing in this paragraph shall serve to cause a 24 25 reduction in the variable supplement payment to any housing police offi-26 cer or their beneficiary who was eligible for the benefit prior to the 27 effective date of this paragraph. § 7. Subdivision 4 of section 13-192 of the administrative code of the 28 29 city of New York, as added by chapter 844 of the laws of 1987, is 30 amended by adding a new paragraph (h) to read as follows: 31 (h) Notwithstanding any other provision of law, the provisions of this 32 section shall apply to all transit police members who retired as transit 33 police superior officers, who, prior to the effective date of this paragraph, were ineligible for the benefits set forth in this section, 34 35 including all disabled transit police members, line of duty widows and widowers, registered domestic partners and all other transit police 36 37 members who retired as transit police superior officers and who receive benefits from the New York city employees' retirement system. All such 38 39 transit police superior officer retirees, widows and widowers and registered domestic partners shall be eligible and are hereby granted all 40 41 rights and benefits set forth in this section pursuant to the schedule 42 set forth in subparagraph one of paragraph (c) of this subdivision, from 43 the effective date of this paragraph. However, nothing in this paragraph 44 shall serve to cause a reduction in the variable supplement payment to 45 any transit superior police officer or their beneficiary who was eligi-46 ble for the benefit prior to the effective date of this paragraph. § 8. Subdivision 4 of section 13-192 of the administrative code of the 47 48 city of New York, as added by chapter 846 of the laws of 1987, is amended by adding a new paragraph (h) to read as follows: 49 50 (h) Notwithstanding any other provision of law, the provisions of this 51 section shall apply to all housing police members who retired as housing 52 police superior officers, who, prior to the effective date of this para-53 graph, were ineligible for the benefits set forth in this section, 54 including all disabled housing police members, line of duty widows and widowers, registered domestic partners and all other housing police 55 56 members who retired as housing police superior officers and who receive s. 5107

1	benefits from the New York city employees' retirement system. All such
2	housing police superior officer retirees, widows and widowers and regis-
3	tered domestic partners shall be eligible and are hereby granted all
4	rights and benefits set forth in this section pursuant to the schedule
5	set forth in subparagraph one of paragraph (c) of this subdivision, from
6	the effective date of this paragraph. However, nothing in this paragraph
7	shall serve to cause a reduction in the variable supplement payment to
8	any housing police superior officer or their beneficiary who was eligi-
9	ble for the benefit prior to the effective date of this paragraph.
10	§ 9. Subdivision 4 of section 13-194 of the administrative code of the
11	city of New York is amended by adding a new paragraph (h) to read as
12	follows:
13	(h) Notwithstanding any other provision of law, the provisions of this
14	section shall apply to all correction officer members who retired as
15	correction officers, who, prior to the effective date of this paragraph,
16	were ineligible for the benefits set forth in this section, including
17	all disabled correction officer members, line of duty widows and widow-
18	ers, registered domestic partners and all other correction officer
19	members who retired as correction officers and who receive benefits from
20	the New York city employees' retirement system. All such correction
21	officer retirees, widows and widowers and registered domestic partners
22	shall be eligible and are hereby granted all rights and benefits set
23	forth in this section pursuant to the schedule set forth in subparagraph
24	one of paragraph (c) of this subdivision, from the effective date of
25	this paragraph. However, nothing in this paragraph shall serve to cause
26	a reduction in the variable supplement payment to any correction officer
27	or their beneficiary who was eligible for the benefit prior to the
28	effective date of this paragraph.
29	§ 10. This act shall take effect immediately.