

STATE OF NEW YORK

6980

2021-2022 Regular Sessions

IN SENATE

May 20, 2021

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

AN ACT to amend the retirement and social security law, in relation to authorizing police/fire members of the New York city fire department pension fund to obtain credit for service as an EMT member

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

1 Section 1. Paragraph 2 of subdivision c of section 513 of the retire-
2 ment and social security law, as added by chapter 890 of the laws of
3 1976, is amended to read as follows:

4 2. A (i) police/fire member shall be eligible to obtain credit for
5 service with a public employer described in paragraph one only if such
6 service, if rendered prior to July first, nineteen hundred seventy-six
7 by a police/fire member who was subject to article eleven of this chap-
8 ter, would have been eligible for credit in the police/fire retirement
9 system or plan involved.

10 (ii) Notwithstanding any other provision of law to the contrary, a
11 member of the New York city fire department pension fund subject to this
12 article shall be eligible to obtain credit for any period of allowable
13 service rendered as an EMT member, as such term is defined in paragraph
14 one of subdivision a of section six hundred four-e of this chapter,
15 which immediately precedes service in the uniformed force of the fire
16 department and such service shall be deemed to be in service of the
17 uniformed force of the fire department for purposes of eligibility for
18 benefits and to determine the amount of benefits under the New York city
19 fire department pension fund, provided that such member pays or trans-
20 fers into the New York city fire department pension fund all member
21 contributions set forth in section five hundred seventeen of this arti-
22 cle plus interest, at a rate of five percent per annum. For a member who
23 transfers such contributions from the New York city employees' retire-
24 ment system to the New York city fire department pension fund or for a

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

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1 member who withdraws such contributions from the New York city employ-
2 ees' retirement system, such member's membership in the New York city
3 employees' retirement system shall cease upon such transfer or with-
4 drawal and such member shall retain no credited service in such system.

5 (iii) The provisions of this paragraph shall apply to a member with
6 ten or more years of credited service in the New York city employees'
7 retirement system, notwithstanding the provisions of section six hundred
8 thirteen of this chapter or any other provision of law to the contrary.

9 § 2. This act shall take effect immediately.