# STATE OF NEW YORK

10418

# IN ASSEMBLY

May 24, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Berger) -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the retirement and social security law, in relation to military service credit

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

Section 1. Subdivision 1 of section 1000 of the retirement and social security law, as amended by chapter 585 of the laws of 2022, is amended to read as follows:

1. A member, upon application to such retirement system, may obtain a total not to exceed three years of service credit for up to three years of military duty, as defined in section two hundred forty-three of the military law, if the member (a) was honorably discharged from the military, or (b) has a qualifying condition, as defined in section [~~three hundred fifty of the executive~~] **one of the veterans' services** law, and has received a discharge other than bad conduct or dishonorable from such service, or (c) is a discharged LGBT veteran, as defined in section [~~three hundred fifty of the executive~~] **one of the veterans' services** law, and has received a discharge other than bad conduct or dishonorable from such service. **For purposes of this subdivision, military duty shall also include New York state active duty service performed under the authority of the governor of New York state.**

§ 2. 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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