STATE OF NEW YORK

9378

IN ASSEMBLY

March 6, 2024

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

AN ACT to amend the retirement and social security law, in relation to eligibility for a performance of duty disability retirement benefit

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

Section 1. Section 507-b of the retirement and social security law is amended by adding a new subdivision g to read as follows:

g. Notwithstanding any provision of this chapter or of any general, special or local law to the contrary, a member covered by this section who contracts COVID-19 while employed as a uniformed personnel in institutions under the jurisdiction of the department of corrections and community supervision, resulting in a permanent disability or death, shall be presumptive evidence that it was incurred in the performance and discharge of duty, unless the contrary be proved by competent evidence. Such individual shall be eligible for a performance of duty disability retirement benefit as provided in section sixty-three of this chapter, subject to section sixty-four of this chapter.

§ 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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