

# STATE OF NEW YORK

4811

2023-2024 Regular Sessions

## IN SENATE

February 15, 2023

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 general municipal law and the retirement and social security law, in relation to increasing the special accidental death benefit of certain deceased members

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

1 Section 1. Subdivision c of section 208-f of the general municipal  
2 law, as separately amended by chapters 528 and 782 of the laws of  
3 2022, is amended to read as follows:

4 c. Commencing July first, two thousand [~~twenty-two~~] twenty-three the  
5 special accidental death benefit paid to a widow or widower or the  
6 deceased member's children under the age of eighteen or, if a student,  
7 under the age of twenty-three, if the widow or widower has died, or to  
8 the deceased member's parents if the member has no widow, widower, chil-  
9 dren under the age of eighteen, or a student under the age of twenty-  
10 three, shall be escalated by adding thereto an additional percentage of  
11 the salary of the deceased member (as increased pursuant to subdivision  
12 b of this section) in accordance with the following schedule:

calendar year of death of the deceased member	per centum
15 1977 or prior	[ <del>278.2%</del> ] <u>289.5%</u>
16 1978	[ <del>267.1%</del> ] <u>278.2%</u>
17 1979	[ <del>256.5%</del> ] <u>267.1%</u>
18 1980	[ <del>246.1%</del> ] <u>256.5%</u>
19 1981	[ <del>236%</del> ] <u>246.1%</u>
20 1982	[ <del>226.2%</del> ] <u>236.0%</u>
21 1983	[ <del>216.7%</del> ] <u>226.2%</u>
22 1984	[ <del>207.5%</del> ] <u>216.7%</u>
23 1985	[ <del>198.5%</del> ] <u>207.5%</u>
24 1986	[ <del>189.8%</del> ] <u>198.5%</u>

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

LBD06851-01-3

1	1987	[ <del>181.4%</del> ]	<u>189.8%</u>
2	1988	[ <del>173.2%</del> ]	<u>181.4%</u>
3	1989	[ <del>165.2%</del> ]	<u>173.2%</u>
4	1990	[ <del>157.5%</del> ]	<u>165.2%</u>
5	1991	[ <del>150.0%</del> ]	<u>157.5%</u>
6	1992	[ <del>142.7%</del> ]	<u>150.0%</u>
7	1993	[ <del>135.7%</del> ]	<u>142.7%</u>
8	1994	[ <del>128.8%</del> ]	<u>135.7%</u>
9	1995	[ <del>122.1%</del> ]	<u>128.8%</u>
10	1996	[ <del>115.7%</del> ]	<u>122.1%</u>
11	1997	[ <del>109.4%</del> ]	<u>115.7%</u>
12	1998	[ <del>103.3%</del> ]	<u>109.4%</u>
13	1999	[ <del>97.4%</del> ]	<u>103.3%</u>
14	2000	[ <del>91.6%</del> ]	<u>97.4%</u>
15	2001	[ <del>86.0%</del> ]	<u>91.6%</u>
16	2002	[ <del>80.6%</del> ]	<u>86.0%</u>
17	2003	[ <del>75.4%</del> ]	<u>80.6%</u>
18	2004	[ <del>70.2%</del> ]	<u>75.4%</u>
19	2005	[ <del>65.3%</del> ]	<u>70.2%</u>
20	2006	[ <del>60.5%</del> ]	<u>65.3%</u>
21	2007	[ <del>55.8%</del> ]	<u>60.5%</u>
22	2008	[ <del>51.3%</del> ]	<u>55.8%</u>
23	2009	[ <del>46.9%</del> ]	<u>51.3%</u>
24	2010	[ <del>42.6%</del> ]	<u>46.9%</u>
25	2011	[ <del>38.4%</del> ]	<u>42.6%</u>
26	2012	[ <del>34.4%</del> ]	<u>38.4%</u>
27	2013	[ <del>30.5%</del> ]	<u>34.4%</u>
28	2014	[ <del>26.7%</del> ]	<u>30.5%</u>
29	2015	[ <del>23.0%</del> ]	<u>26.7%</u>
30	2016	[ <del>19.4%</del> ]	<u>23.0%</u>
31	2017	[ <del>15.9%</del> ]	<u>19.4%</u>
32	2018	[ <del>12.6%</del> ]	<u>15.9%</u>
33	2019	[ <del>9.3%</del> ]	<u>12.6%</u>
34	2020	[ <del>6.1%</del> ]	<u>9.3%</u>
35	2021	[ <del>3.0%</del> ]	<u>6.1%</u>
36	2022	[ <del>0.0%</del> ]	<u>3.0%</u>
37	<u>2023</u>		<u>0.0%</u>

38 § 2. Subdivision c of section 361-a of the retirement and social secu-  
 39 rity law, as amended by chapter 528 of the laws of 2022, is amended to  
 40 read as follows:

41 c. Commencing July first, two thousand [~~twenty-two~~] twenty-three the  
 42 special accidental death benefit paid to a widow or widower or the  
 43 deceased member's children under the age of eighteen or, if a student,  
 44 under the age of twenty-three, if the widow or widower has died, shall  
 45 be escalated by adding thereto an additional percentage of the salary of  
 46 the deceased member, as increased pursuant to subdivision b of this  
 47 section, in accordance with the following schedule:

48	calendar year of death		
49	of the deceased member	per centum	
50	1977 or prior	[ <del>278.2%</del> ]	<u>289.5%</u>
51	1978	[ <del>267.1%</del> ]	<u>278.2%</u>
52	1979	[ <del>256.5%</del> ]	<u>267.1%</u>
53	1980	[ <del>246.1%</del> ]	<u>256.5%</u>
54	1981	[ <del>236%</del> ]	<u>246.1%</u>
55	1982	[ <del>226.2%</del> ]	<u>236.0%</u>
56	1983	[ <del>216.7%</del> ]	<u>226.2%</u>

1	1984	[ <del>207.5%</del> ]	<u>216.7%</u>
2	1985	[ <del>198.5%</del> ]	<u>207.5%</u>
3	1986	[ <del>189.8%</del> ]	<u>198.5%</u>
4	1987	[ <del>181.4%</del> ]	<u>189.8%</u>
5	1988	[ <del>173.2%</del> ]	<u>181.4%</u>
6	1989	[ <del>165.2%</del> ]	<u>173.2%</u>
7	1990	[ <del>157.5%</del> ]	<u>165.2%</u>
8	1991	[ <del>150.0%</del> ]	<u>157.5%</u>
9	1992	[ <del>142.7%</del> ]	<u>150.0%</u>
10	1993	[ <del>135.7%</del> ]	<u>142.7%</u>
11	1994	[ <del>128.8%</del> ]	<u>135.7%</u>
12	1995	[ <del>122.1%</del> ]	<u>128.8%</u>
13	1996	[ <del>115.7%</del> ]	<u>122.1%</u>
14	1997	[ <del>109.4%</del> ]	<u>115.7%</u>
15	1998	[ <del>103.3%</del> ]	<u>109.4%</u>
16	1999	[ <del>97.4%</del> ]	<u>103.3%</u>
17	2000	[ <del>91.6%</del> ]	<u>97.4%</u>
18	2001	[ <del>86.0%</del> ]	<u>91.6%</u>
19	2002	[ <del>80.6%</del> ]	<u>86.0%</u>
20	2003	[ <del>75.4%</del> ]	<u>80.6%</u>
21	2004	[ <del>70.2%</del> ]	<u>75.4%</u>
22	2005	[ <del>65.3%</del> ]	<u>70.2%</u>
23	2006	[ <del>60.5%</del> ]	<u>65.3%</u>
24	2007	[ <del>55.8%</del> ]	<u>60.5%</u>
25	2008	[ <del>51.3%</del> ]	<u>55.8%</u>
26	2009	[ <del>46.9%</del> ]	<u>51.3%</u>
27	2010	[ <del>42.6%</del> ]	<u>46.9%</u>
28	2011	[ <del>38.4%</del> ]	<u>42.6%</u>
29	2012	[ <del>34.4%</del> ]	<u>38.4%</u>
30	2013	[ <del>30.5%</del> ]	<u>34.4%</u>
31	2014	[ <del>26.7%</del> ]	<u>30.5%</u>
32	2015	[ <del>23.0%</del> ]	<u>26.7%</u>
33	2016	[ <del>19.4%</del> ]	<u>23.0%</u>
34	2017	[ <del>15.9%</del> ]	<u>19.4%</u>
35	2018	[ <del>12.6%</del> ]	<u>15.9%</u>
36	2019	[ <del>9.3%</del> ]	<u>12.6%</u>
37	2020	[ <del>6.1%</del> ]	<u>9.3%</u>
38	2021	[ <del>3.0%</del> ]	<u>6.1%</u>
39	2022	[ <del>0.0%</del> ]	<u>3.0%</u>
40	<u>2023</u>	<u>0.0%</u>	

41 § 3. This act shall take effect July 1, 2023.