STATE OF NEW YORK

9631

IN SENATE

May 16, 2024

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

AN ACT in relation to authorizing Michael Winston Hoard, the widower of Kathy Marie Dwyer-Hoard, to file a new service retirement application and option election form with the New York state and local employees' retirement system on behalf of such deceased member

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

Section 1. Notwithstanding any other provision of law to the contrary, Michael Winston Hoard, the widower of Kathy Marie Dwyer-Hoard, who was a member of the New York state and local employees' retirement system, who died after she commenced the filing of paperwork for retirement but prior to her selected retirement date, shall be authorized to file a new service retirement application and an option election form on behalf of his deceased wife with a joint allowance full option, if, within one year from the effective date of this act, he shall submit a request therefor to the state comptroller. In addition, her date of retirement shall be deemed to have been October 21, 2019. Once such application is received, any rights or benefits to the pre-retirement ordinary death benefit payable upon the death of a member in service pursuant to section 448 of the retirement and social security law shall be waived. Any amounts paid by the New York state and local employees' retirement system as the result of the death of Kathy Marie Dwyer-Hoard prior to the filing of the request for a service retirement benefit pursuant to this section shall be deducted from the service retirement benefit payable thereafter.

§ 2. Any additional costs for this act shall be paid by the state of New York.

§ 3. 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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