

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:

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

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

13 § 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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