

# STATE OF NEW YORK

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8516

## IN SENATE

February 7, 2024

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Introduced by Sen. O'MARA -- 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 Sgt. Angela Anderson to receive certain service credit under a twenty year retirement plan

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

1 Section 1. Notwithstanding any other provision of law to the contrary,  
2 Sergeant Angela Anderson, a member of the New York state and local  
3 police and fire retirement system, who was appointed as a police officer  
4 with the Seneca Falls Police Department, in the town of Seneca Falls,  
5 county of Seneca, on February 6, 2011, and who, through no fault of her  
6 own, was enrolled to participate in the retirement plan contained in  
7 section 375-i of the retirement and social security law, shall be given  
8 full credit in the special twenty year retirement plan contained in  
9 section 384-d of the retirement and social security law for such service  
10 upon the election of the town of Seneca Falls to assume the additional  
11 cost of such service. The town of Seneca Falls may so elect by filing  
12 with the state comptroller within 180 days of the effective date of this  
13 act, a resolution of its legislative body, together with certification  
14 that such police officer did not bar herself from participation in such  
15 retirement plan as a result of her own negligence. Thereafter, such  
16 officer may elect to be covered by the provisions of section 384-d of  
17 the retirement and social security law, and shall be entitled to the  
18 full rights and benefits associated with coverage under such section, by  
19 filing a request to such effect with the state comptroller within one  
20 year of the effective date of this act.

21 § 2. All past service costs associated with implementing the  
22 provisions of this act shall be borne by the town of Seneca Falls, in  
23 the county of Seneca, and may be amortized over a ten year period.

24 § 3. This act shall take effect immediately.

25 FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

26 This bill would allow the Town of Seneca Falls to reopen the  
27 provisions of section 384-d of the Retirement and Social Security Law  
28 for police officer Angela Anderson.

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

LBD14224-02-4

1 If this bill is enacted during the 2024 Legislative Session, we antic-  
2 ipate that there will be an increase of approximately \$9,600 in the  
3 annual contributions of the Town of Seneca Falls for the fiscal year  
4 ending March 31, 2025. In future years, this cost will vary as the bill-  
5 ing rates and salary of Angela Anderson change.

6 In addition to the annual contributions discussed above, there will be  
7 an immediate past service cost of approximately \$178,000 which will be  
8 borne by the Town of Seneca Falls as a one-time payment. This estimate  
9 assumes that payment will be made on February 1, 2025. If the Town of  
10 Seneca Falls elects to amortize this cost over a 10-year period, the  
11 cost for each year including interest would be \$22,700.

12 Summary of relevant resources:

13 Membership data as of March 31, 2023 was used in measuring the impact  
14 of the proposed change, the same data used in the April 1, 2023 actuari-  
15 al valuation. Distributions and other statistics can be found in the  
16 2023 Report of the Actuary and the 2023 Annual Comprehensive Financial  
17 Report.

18 The actuarial assumptions and methods used are described in the 2023  
19 Annual Report to the Comptroller on Actuarial Assumptions, and the  
20 Codes, Rules and Regulations of the State of New York: Audit and  
21 Control.

22 The Market Assets and GASB Disclosures are found in the March 31, 2023  
23 New York State and Local Retirement System Financial Statements and  
24 Supplementary Information.

25 I am a member of the American Academy of Actuaries and meet the Quali-  
26 fication Standards to render the actuarial opinion contained herein.

27 This fiscal note does not constitute a legal opinion on the viability  
28 of the proposed change nor is it intended to serve as a substitute for  
29 the professional judgment of an attorney.

30 This estimate, dated February 2, 2024, and intended for use only  
31 during the 2024 Legislative Session, is Fiscal Note No. 2024-112,  
32 prepared by the Actuary for the New York State and Local Retirement  
33 System.