

# 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:

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

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

21 § 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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