

STATE OF NEW YORK

8133

2025-2026 Regular Sessions

IN SENATE

May 15, 2025

Introduced by Sens. JACKSON, SANDERS, WEBB -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the retirement and social security law and the education law, in relation to the retirement contributions of career public employees

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

1 Section 1. Subdivision a of section 517 of the retirement and social
2 security law, as amended by chapter 18 of the laws of 2012, the second
3 undesignated paragraph as amended by section 1 of part KK of chapter 55
4 of the laws of 2024, is amended to read as follows:

5 a. Members shall contribute three percent of annual wages to the
6 retirement system in which they have membership, provided that such
7 contributions shall not be required for more than thirty years, for
8 general members, or twenty-five years, for police/fire members, [~~except~~
9 ~~that beginning April first, two thousand thirteen for members who first~~
10 ~~become members of the New York state and local employees' retirement~~
11 ~~system on or after April first, two thousand twelve, the rate at which~~
12 ~~each such member shall contribute in any current plan year (April first~~
13 ~~to March thirty-first) shall be determined by reference to the wages of~~
14 ~~such member in the second plan year (April first to March thirty-first)~~
15 ~~preceding such current plan year as follows:~~

16 ~~1. members with wages of forty five thousand dollars per annum or less~~
17 ~~shall contribute three per centum of annual wages;~~

18 ~~2. members with wages greater than forty five thousand per annum, but~~
19 ~~not more than fifty five thousand per annum shall contribute three and~~
20 ~~one half per centum of annual wages;~~

21 ~~3. members with wages greater than fifty five thousand per annum, but~~
22 ~~not more than seventy five thousand per annum shall contribute four and~~
23 ~~one half per centum of annual wages;~~

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

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~~4. members with wages greater than seventy-five thousand per annum but not more than one hundred thousand per annum shall contribute five and three-quarters per centum of annual wages; and~~

~~5. members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

~~Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local employees' retirement system on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand twenty-six, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year] except that beginning on and after April first, two thousand twenty-five, for members who joined the New York state and local employees' retirement system on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member as of April first in the previous plan year as follows:~~

1. members with base wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

2. members with base wages greater than seventy-five thousand per annum, but not more than one hundred thousand per annum shall contribute four per centum of annual wages; and

3. members with base wages greater than one hundred thousand per annum shall contribute five per centum of annual wages.

Notwithstanding the foregoing, in the first year in which a member has established membership in the New York state and local employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but shall not include any overtime payments.

The head of each retirement system shall promulgate such regulations as may be necessary and appropriate with respect to the deduction of such contribution from members' wages and for the maintenance of any special fund or funds with respect to amounts so contributed.

§ 2. Paragraphs 1 and 2 of subdivision a of section 613 of the retirement and social security law, as amended by chapter 510 of the laws of 2015, the second undesignated paragraphs of paragraphs 1 and 2 as amended by section 2 of part KK of chapter 55 of the laws of 2024, are amended to read as follows:

1. Except as provided by paragraph two of this subdivision, members shall contribute three percent of annual wages to the retirement system in which they have membership, ~~[except that beginning April first, two thousand thirteen for members who first become members of a public retirement system of the state on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first, except for members of the New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement~~

1 ~~system, plan year shall mean January first through December thirty first~~
2 ~~commencing with the January first next succeeding the effective date of~~
3 ~~the chapter of the laws of two thousand fifteen that amended this para-~~
4 ~~graph) shall be determined by reference to the wages of such member in~~
5 ~~the second plan year (April first to March thirty first, except for~~
6 ~~members of the New York city employees' retirement system, New York city~~
7 ~~teachers' retirement system and New York city board of education retire-~~
8 ~~ment system, plan year shall mean January first through December thir-~~
9 ~~ty first commencing with the January first next succeeding the effective~~
10 ~~date of the chapter of the laws of two thousand fifteen that amended~~
11 ~~this paragraph) preceding such current plan year as follows:~~

12 ~~(i) members with wages of forty five thousand dollars per annum or~~
13 ~~less shall contribute three per centum of annual wages;~~

14 ~~(ii) members with wages greater than forty five thousand per annum,~~
15 ~~but not more than fifty five thousand per annum shall contribute three~~
16 ~~and one half per centum of annual wages;~~

17 ~~(iii) members with wages greater than fifty five thousand per annum,~~
18 ~~but not more than seventy five thousand per annum shall contribute four~~
19 ~~and one half per centum of annual wages;~~

20 ~~(iv) members with wages greater than seventy five thousand per annum~~
21 ~~but not more than one hundred thousand per annum shall contribute five~~
22 ~~and three quarters per centum of annual wages; and~~

23 ~~(v) members with wages greater than one hundred thousand per annum~~
24 ~~shall contribute six per centum of annual wages.~~

25 ~~Notwithstanding the foregoing, during each of the first three plan~~
26 ~~years (April first to March thirty first, except for members of New York~~
27 ~~city employees' retirement system, New York city teachers' retirement~~
28 ~~system and New York city board of education retirement system, plan year~~
29 ~~shall mean January first through December thirty first commencing with~~
30 ~~the January first next succeeding the effective date of chapter five~~
31 ~~hundred ten of the laws of two thousand fifteen) in which such member~~
32 ~~has established membership in a public retirement system of the state,~~
33 ~~such member shall contribute a percentage of annual wages in accordance~~
34 ~~with the preceding schedule based upon a projection of annual wages~~
35 ~~provided by the employer. Notwithstanding the foregoing, when determin-~~
36 ~~ing the rate at which each such member who became a member of the New~~
37 ~~York state and local employees' retirement system, New York city employ-~~
38 ~~ees' retirement system, New York city teachers' retirement system and~~
39 ~~New York city board of education retirement system, on or after April~~
40 ~~first, two thousand twelve shall contribute for any plan year (April~~
41 ~~first to March thirty first, except for members of the New York city~~
42 ~~employees' retirement system, New York city teachers' retirement system~~
43 ~~and New York city board of education retirement system, plan year shall~~
44 ~~mean January first through December thirty first commencing with January~~
45 ~~first next succeeding the effective date of chapter five hundred ten of~~
46 ~~the laws of two thousand fifteen) between April first, two thousand~~
47 ~~twenty two and April first, two thousand twenty six, such rate shall be~~
48 ~~determined by reference to employees annual base wages of such member in~~
49 ~~the second plan year (April first to March thirty first) preceding such~~
50 ~~current plan year] except that beginning on and after April first, two~~

51 ~~thousand twenty-five, for members of a public retirement system of the~~
52 ~~state who joined on or after April first, two thousand twelve, the~~
53 ~~contributions in any current plan year (April first to March thirty-~~
54 ~~first, except for members of New York city employees' retirement system,~~
55 ~~New York city teachers' retirement system and New York city board of~~
56 ~~education retirement system, plan year shall mean January first through~~

1 December thirty-first) shall be determined by reference to the base
2 wages of such member as of April first (except for members of New York
3 city employees' retirement system, New York city teachers' retirement
4 system and New York city board of education retirement system, the
5 contributions of members in any plan year shall be determined by refer-
6 ence to the base wages of such member as of December thirty-first) in
7 the previous plan year as follows:

8 1. members with base wages of seventy-five thousand dollars per annum
9 or less shall contribute three per centum of annual wages;

10 2. members with base wages greater than seventy-five thousand per
11 annum, but not more than one hundred thousand per annum shall contribute
12 four per centum of annual wages; and

13 3. members with base wages greater than one hundred thousand per annum
14 shall contribute five per centum of annual wages.

15 Notwithstanding the foregoing, in the first year in which a member has
16 established membership in a public retirement system of the state, such
17 member shall contribute a percentage of annual wages in accordance with
18 the preceding schedule based upon a projection of annual wages provided
19 by the employer. Base wages shall include regular pay, shift differen-
20 tial pay, location pay, and any increased hiring rate pay, but shall not
21 include any overtime payments or compensation earned for extracurricular
22 programs or any other pensionable earnings paid in addition to the annu-
23 al base wages.

24 The head of each retirement system shall promulgate such regulations
25 as may be necessary and appropriate with respect to the deduction of
26 such contribution from members' wages and for the maintenance of any
27 special fund or funds with respect to amounts so contributed.

28 2. A member of the New York city employees' retirement system who is
29 eligible to be a participant in the twenty-five-year and age fifty-five
30 retirement program, as defined by paragraph five of subdivision a of
31 section six hundred four-b of this article shall contribute two percent
32 of annual wages to such system effective on the starting date of the
33 elimination of additional member contributions, as defined in an
34 election made pursuant to paragraph ten of subdivision e of section six
35 hundred four-b of this article, [~~except that beginning April first, two~~
36 ~~thousand thirteen for members who first become members of the New York~~
37 ~~city employees' retirement system on or after April first, two thousand~~
38 ~~twelve, the rate at which each such member shall contribute in any~~
39 ~~current plan year (April first to March thirty-first, provided, however,~~
40 ~~that plan year shall mean January first through December thirty-first~~
41 ~~commencing with the January first next succeeding the effective date of~~
42 ~~the chapter of the laws of two thousand fifteen that amended this para-~~
43 ~~graph) shall be determined by reference to the wages of such member in~~
44 ~~the second plan year (April first to March thirty-first, provided,~~
45 ~~however, that plan year shall mean January first through December thir-~~
46 ~~ty first commencing with the January first next succeeding the effective~~
47 ~~date of the chapter of the laws of two thousand fifteen that amended~~
48 ~~this paragraph) preceding such current plan year as follows:~~

49 ~~(i) members with wages of forty-five thousand dollars per annum or~~
50 ~~less shall contribute three per centum of annual wages;~~

51 ~~(ii) members with wages greater than forty-five thousand per annum,~~
52 ~~but not more than fifty-five thousand per annum shall contribute three~~
53 ~~and one-half per centum of annual wages;~~

54 ~~(iii) members with wages greater than fifty-five thousand per annum,~~
55 ~~but not more than seventy-five thousand per annum shall contribute four~~
56 ~~and one-half per centum of annual wages;~~

~~(iv) members with wages greater than seventy-five thousand per annum but not more than one hundred thousand per annum shall contribute five and three-quarters per centum of annual wages; and
(v) members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

~~Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) in which such member has established membership in the New York city employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of, New York city employees' retirement system, on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) between April first, two thousand twenty-two and April first, two thousand twenty-six, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year] except that beginning on and after April first, two thousand twenty-five, for members of New York city employees' retirement system who joined on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member as of April first in the previous plan year as follows:~~

1. members with base wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

2. members with base wages greater than seventy-five thousand per annum, but not more than one hundred thousand per annum shall contribute four per centum of annual wages; and

3. members with base wages greater than one hundred thousand per annum shall contribute five per centum of annual wages.

Notwithstanding the foregoing, in the first year in which a member has established membership in the New York city employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but shall not include any overtime payments.

§ 3. Subdivisions f and g of section 613 of the retirement and social security law, as amended by chapter 18 of the laws of 2012, and the second undesignated paragraphs of subdivisions f and g as amended by section 2 of part KK of chapter 55 of the laws of 2024, are amended to read as follows:

f. Anything in subdivision a of this section to the contrary notwithstanding a member employed as a uniformed court officer or peace officer in the unified court system who first joins the New York state and local employees' retirement system on or after January first, two thousand ten shall contribute four percent of annual wages to the New York state and local employees' retirement system, ~~[except that beginning April first, two thousand thirteen for members who first become members of the New~~

~~York state and local employees' retirement system on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first) shall be determined by reference to the wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year as follows:~~

~~1. members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;~~

~~2. members with wages greater than forty-five thousand per annum, but not more than fifty-five thousand per annum shall contribute three and one-half per centum of annual wages;~~

~~3. members with wages greater than fifty-five thousand per annum, but not more than seventy-five thousand per annum shall contribute four and one-half per centum of annual wages;~~

~~4. members with wages greater than seventy-five thousand per annum but not more than one hundred thousand per annum shall contribute five and three-quarters per centum of annual wages; and~~

~~5. members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

~~Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local employees' retirement system on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand twenty-six, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year] except that beginning on and after April first, two thousand twenty-five, for members employed as a uniformed court officer or peace officer in the unified court system who first join the New York state and local employees' retirement system on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member as of April first in the previous plan year as follows:~~

1. members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

2. members with wages greater than seventy-five thousand per annum, but not more than one hundred thousand per annum shall contribute four per centum of annual wages; and

3. members with wages greater than one hundred thousand per annum shall contribute five per centum of annual wages.

Notwithstanding the foregoing, in the first year in which a member has established membership in a public retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but shall not include any overtime payments.

The head of the New York state and local employees' retirement system shall promulgate such regulations as may be necessary and appropriate

1 with respect to the deduction of such contribution from members' wages
2 and for the maintenance of any special fund or funds with respect to
3 amounts so contributed.

4 g. Members who first join the New York state teachers' retirement
5 system on or after January first, two thousand ten shall contribute
6 three and one-half percent of annual wages to the New York state teach-
7 ers' retirement system, [~~except that beginning April first, two thousand~~
8 ~~thirteen for members who first become members of the New York state~~
9 ~~teachers' retirement system on or after April first, two thousand~~
10 ~~twelve, the rate at which each such member shall contribute in any~~
11 ~~current plan year (July first to June thirtieth) shall be determined by~~
12 ~~reference to the wages of such member in the second plan year (July~~
13 ~~first to June thirtieth) preceding such current plan year as follows:~~

14 ~~1. members with wages of forty-five thousand dollars per annum or less~~
15 ~~shall contribute three per centum of annual wages;~~

16 ~~2. members with wages greater than forty-five thousand per annum, but~~
17 ~~not more than fifty-five thousand per annum shall contribute three and~~
18 ~~one-half per centum of annual wages;~~

19 ~~3. members with wages greater than fifty-five thousand per annum, but~~
20 ~~not more than seventy-five thousand per annum shall contribute four and~~
21 ~~one-half per centum of annual wages;~~

22 ~~4. members with wages greater than seventy-five thousand per annum but~~
23 ~~not more than one hundred thousand per annum shall contribute five and~~
24 ~~three-quarters per centum of annual wages; and~~

25 ~~5. members with wages greater than one hundred thousand per annum~~
26 ~~shall contribute six per centum of annual wages.~~

27 ~~Notwithstanding the foregoing, during each of the first three plan~~
28 ~~years (July first to June thirtieth) in which such member has estab-~~
29 ~~lished membership in the New York state teachers' retirement system,~~
30 ~~such member shall contribute a percentage of annual wages in accordance~~
31 ~~with the preceding schedule based upon a projection of annual wages~~
32 ~~provided by the employer. Notwithstanding the foregoing, when determin-~~
33 ~~ing the contribution rate at which a member of the New York state teach-~~
34 ~~ers' retirement system with a date of membership on or after April~~
35 ~~first, two thousand twelve shall contribute for plan years (July first~~
36 ~~to June thirtieth) between July first, two thousand twenty-two and July~~
37 ~~first, two thousand twenty-six, such rate shall be determined by refer-~~
38 ~~ence to the member's annual base wages in the second plan year (July~~
39 ~~first to June thirtieth) preceding such current plan year]~~

40 beginning on and after April first, two thousand twenty-five, for
41 members who first joined the New York state teachers' retirement system
42 on or after April first, two thousand twelve, the contribution in any
43 current plan year (April first to March thirty-first) shall be deter-
44 mined by reference to the base wages of such member as of April first in
45 the previous plan year as follows:

46 1. members with wages of seventy-five thousand dollars per annum or
47 less shall contribute three per centum of annual wages;

48 2. members with wages greater than seventy-five thousand per annum,
49 but not more than one hundred thousand per annum shall contribute four
50 per centum of annual wages; and

51 3. members with wages greater than one hundred thousand per annum
52 shall contribute five per centum of annual wages.

53 Notwithstanding the foregoing, in the first year in which a member has
54 established membership in the New York state teachers' retirement
55 system, such member shall contribute a percentage of annual wages in
56 accordance with the preceding schedule based upon a projection of annual

1 wages provided by the employer. Annual base wages shall not include
2 compensation earned for extracurricular programs or any other pensiona-
3 ble earnings paid in addition to the annual base wages.

4 The head of the New York state teachers' retirement system shall
5 promulgate such regulations as may be necessary and appropriate with
6 respect to the deduction of such contribution from members' wages and
7 for the maintenance of any special fund or funds with respect to amounts
8 so contributed.

9 § 4. Section 1204 of the retirement and social security law, as
10 amended by chapter 18 of the laws of 2012, the second undesignated para-
11 graph as amended by section 3 of part KK of chapter 55 of the laws of
12 2024, is amended to read as follows:

13 § 1204. Member contributions. Members who are subject to the
14 provisions of this article shall contribute three percent of annual
15 wages to the retirement system in which they have membership, [~~except~~
16 ~~that beginning April first, two thousand thirteen for members who first~~
17 ~~become members of the New York state and local police and fire retire-~~
18 ~~ment system on or after April first, two thousand twelve, the rate at~~
19 ~~which each such member shall contribute in any current plan year (April~~
20 ~~first to March thirty-first) shall be determined by reference to the~~
21 ~~wages of such member in the second plan year (April first to March thir-~~
22 ~~ty first) preceding such current plan year as follows:~~

23 a. ~~members with wages of forty five thousand dollars per annum or less~~
24 ~~shall contribute three per centum of annual wages;~~

25 b. ~~members with wages greater than forty five thousand per annum, but~~
26 ~~not more than fifty five thousand per annum shall contribute three and~~
27 ~~one half per centum of annual wages;~~

28 c. ~~members with wages greater than fifty five thousand per annum, but~~
29 ~~not more than seventy five thousand per annum shall contribute four and~~
30 ~~one half per centum of annual wages;~~

31 d. ~~members with wages greater than seventy five thousand per annum but~~
32 ~~not more than one hundred thousand per annum shall contribute five and~~
33 ~~three quarters per centum of annual wages; and~~

34 e. ~~members with wages greater than one hundred thousand per annum~~
35 ~~shall contribute six per centum of annual wages.~~

36 Notwithstanding the foregoing, during each of the first three plan
37 years (April first to March thirty first) in which such member has
38 established membership in the New York state and local police and fire
39 retirement system, such member shall contribute a percentage of annual
40 wages in accordance with the preceding schedule based upon a projection
41 of annual wages provided by the employer. Notwithstanding the foregoing,
42 when determining the rate at which each such member who became a member
43 of the New York state and local police and fire retirement system on or
44 after April first, two thousand twelve shall contribute for any plan
45 year (April first to March thirty first) between April first, two thou-
46 sand twenty two and April first, two thousand twenty six, such rate
47 shall be determined by reference to employees annual base wages of such
48 member in the second plan year (April first to March thirty first)
49 preceding such current plan year] except that beginning on and after

50 April first, two thousand twenty-five, for members of the New York state
51 and local police and fire retirement system who first joined on or after
52 April first, two thousand twelve, the contribution in any current plan
53 year (April first to March thirty-first) shall be determined by refer-
54 ence to the base wages of such member as of April first in the previous
55 plan year as follows:

1 1. members with wages of seventy-five thousand dollars per annum or
2 less shall contribute three per centum of annual wages;

3 2. members with wages greater than seventy-five thousand per annum,
4 but not more than one hundred thousand per annum shall contribute four
5 per centum of annual wages; and

6 3. members with wages greater than one hundred thousand per annum
7 shall contribute five per centum of annual wages.

8 Notwithstanding the foregoing, in the first year in which a member has
9 established membership in the New York state and local police and fire
10 retirement system, such member shall contribute a percentage of annual
11 wages in accordance with the preceding schedule based upon a projection
12 of annual wages provided by the employer. Base wages shall include

13 regular pay, shift differential pay, location pay, and any increased
14 hiring rate pay, but shall not include any overtime payments. Effective
15 April first, two thousand twelve, all members subject to the provisions
16 of this article shall not be required to make member contributions on
17 annual wages excluded from the calculation of final average salary
18 pursuant to section twelve hundred three of this article. Nothing in
19 this section, however, shall be construed or deemed to allow members to
20 receive a refund of any member contributions on such wages paid prior to
21 April first, two thousand twelve.

22 Members who are enrolled in a retirement plan that limits the amount
23 of creditable service a member can accrue shall not be required to make
24 contributions pursuant to this section after accruing the maximum amount
25 of service credit allowed by the retirement plan in which they are
26 enrolled. The state comptroller shall promulgate such regulations as may
27 be necessary and appropriate with respect to the deduction of such
28 contribution from members' wages and for the maintenance of any special
29 fund or funds with respect to amounts so contributed. In no way shall
30 the member contributions made pursuant to this section be used to
31 provide for pension increases or annuities of any kind.

32 § 5. Subdivision 2 of section 182 of the education law, as amended by
33 chapter 18 of the laws of 2012, is amended to read as follows:

34 2. Employee contributions. In the case of any electing employee,
35 contributions at the rate of three per centum of [~~his~~] such electing
36 employee's state salary shall be deducted by the state comptroller as
37 the employee contribution, provided however, that such employee contribu-
38 tion shall be made by the state in accordance with subdivision one of
39 this section during such period as (a) either section seventy-a of the
40 retirement and social security law or section five hundred twenty-eight
41 of this title provides that the contribution of each member of the New
42 York state employees' retirement system or the New York state teachers'
43 retirement system in the employ of the state shall be reduced by at
44 least eight per centum of [~~his~~] such member's compensation, or (b)
45 employee contributions to either such system are no longer required by
46 reason of such system becoming noncontributory for state employees.

47 Notwithstanding any other law to the contrary, [~~beginning April first,~~
48 ~~two thousand thirteen any electing employee appointed on or after April~~
49 ~~first, two thousand twelve, the rate at which each such employee shall~~
50 ~~contribute in any current plan year (January first to December thirty-~~
51 ~~first) shall be determined by reference to the wages of such member in~~
52 ~~the second plan year (January first to December thirty first) preceding~~
53 ~~such current plan year as follows:~~

54 ~~(a) members with wages of forty-five thousand dollars per annum or~~
55 ~~less shall contribute three per centum of annual wages;~~

~~(b) members with wages greater than forty five thousand per annum, but not more than fifty five thousand per annum shall contribute three and one half per centum of annual wages;~~

~~(c) members with wages greater than fifty five thousand per annum, but not more than seventy five thousand per annum shall contribute four and one half per centum of annual wages;~~

~~(d) members with wages greater than seventy five thousand per annum but not more than one hundred thousand per annum shall contribute five and three quarters per centum of annual wages; and~~

~~(e) members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

~~Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty first) in which such member has established membership in the Education Department Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer]~~ beginning April first, two thousand twenty-five, for any electing employee of the Education Department Optional Retirement Program appointed on or after April first, two thousand twelve, the contributions in the current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member as of April first in the previous plan year as follows:

(a) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(b) members with wages greater than seventy-five thousand per annum, but not more than one hundred thousand per annum shall contribute four per centum of annual wages; and

(c) members with wages greater than one hundred thousand per annum shall contribute five per centum of annual wages.

Notwithstanding the foregoing, in the first year in which a member has established membership in the Education Department Optional Retirement Program, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer.

§ 6. Paragraph (d) of subdivision 2 of section 392 of the education law, as added by chapter 18 of the laws of 2012, is amended to read as follows:

~~(d) Notwithstanding any other law to the contrary, [beginning April first, two thousand thirteen any electing employee appointed on or after April first, two thousand twelve, the rate at which each such employee shall contribute in any current plan year (January first to December thirty first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty first) preceding such current plan year as follows:~~

~~(i) members with wages of forty five thousand dollars per annum or less shall contribute three per centum of annual wages;~~

~~(ii) members with wages greater than forty five thousand per annum, but not more than fifty five thousand per annum shall contribute three and one half per centum of annual wages;~~

~~(iii) members with wages greater than fifty five thousand per annum, but not more than seventy five thousand per annum shall contribute four and one half per centum of annual wages;~~

~~(iv) members with wages greater than seventy five thousand per annum but not more than one hundred thousand per annum shall contribute five and three quarters per centum of annual wages; and~~

~~(v) members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

~~Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty-first) in which such member has established membership in the State University Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer]~~ beginning on and after April first, two thousand twenty-five, for any electing employee of the State University Optional Retirement Program appointed on or after April first, two thousand twelve, the contributions in the current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member as of April first in the previous plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand per annum, but not more than one hundred thousand per annum shall contribute four per centum of annual wages; and

(iii) members with wages greater than one hundred thousand per annum shall contribute five per centum of annual wages.

Notwithstanding the foregoing, in the first year in which a member has established membership in the State University Optional Retirement Program, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer.

§ 7. Paragraph (d) of subdivision 2 of section 6252 of the education law, as added by chapter 18 of the laws of 2012, is amended to read as follows:

~~(d) Notwithstanding any other law to the contrary, [beginning April first, two thousand thirteen any electing employee appointed on or after April first, two thousand twelve, the rate at which each such employee shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:~~

~~(1) members with wages of forty five thousand dollars per annum or less shall contribute three per centum of annual wages;~~

~~(2) members with wages greater than forty five thousand per annum, but not more than fifty five thousand per annum shall contribute three and one-half per centum of annual wages;~~

~~(3) members with wages greater than fifty five thousand per annum, but not more than seventy five thousand per annum shall contribute four and one-half per centum of annual wages;~~

~~(4) members with wages greater than seventy five thousand per annum but not more than one hundred thousand per annum shall contribute five and three-quarters per centum of annual wages; and~~

~~(5) members with wages greater than one hundred thousand per annum shall contribute six per centum of annual wages.~~

Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty-first) in which such member has established membership in the Board of Higher Education Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer] for any electing employee of the Board of Higher Education Optional Retirement Program appointed on or after April first, two thousand twelve, the contributions in the current

1 plan year (April first to March thirty-first) shall be determined by
2 reference to the base wages of such member as of April first in the
3 previous plan year as follows:

4 (1) members with wages of seventy-five thousand dollars per annum or
5 less shall contribute three per centum of annual wages;

6 (2) members with wages greater than seventy-five thousand per annum,
7 but not more than one hundred thousand per annum shall contribute four
8 per centum of annual wages; and

9 (3) members with wages greater than one hundred thousand per annum
10 shall contribute five per centum of annual wages.

11 Notwithstanding the foregoing, in the first year in which a member has
12 established membership in the Board of Higher Education Optional Retire-
13 ment Program, such member shall contribute a percentage of annual wages
14 in accordance with the preceding schedule based upon a projection of
15 annual wages provided by the employer.

16 § 8. Notwithstanding any other provision of law to the contrary, none
17 of the provisions of this act shall be subject to section 25 of the
18 retirement and social security law.

19 § 9. This act shall take effect April 1, 2025; provided, however, if
20 this act shall become a law after such date it shall take effect imme-
21 diately and shall be deemed to have been in full force and effect on and
22 after April 1, 2025.