STATE OF NEW YORK

8143

2025-2026 Regular Sessions

IN SENATE

May 15, 2025

Introduced by Sen. JACKSON -- 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, in relation to the refund of additional member contributions of certain persons who cease to be members of the age fifty-seven retirement program for certain New York city members

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

Section 1. Subparagraph (vii) of paragraph 12 of subdivision f of section 604-d of the retirement and social security law, is renumbered subparagraph (viii) and a new subparagraph (vii) is added to read as follows:

(vii) Notwithstanding any provisions of law, rule or regulation to the contrary, subject to the provisions of paragraph fourteen of this subdivision, a person who ceases or has ceased to be a participant in the age fifty-seven retirement program as a member of a participating retirement system because such person has become a participant in the twenty-five year retirement program for EMT members provided in section six hundred four-e of this article, as added by chapter five hundred seventy-seven of the laws of two thousand, or has retired after having become a participant in the twenty-five year retirement program for EMT members provided in section six hundred four-e of this article, as added by chapter five hundred seventy-seven of the laws of two thousand, shall be permitted to withdraw the employee portion of their additional member contributions paid pursuant to this subdivision (including any interest on such employee portion paid to the retirement system), together with interest thereon at the rate of five percent per annum, compounded annually, provided that the person has submitted an application for the refund within one year of the effective date of this subparagraph. However, the withdrawal of contributions pursuant to this section by an individual who has accrued at least five years of creditable service

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

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shall terminate their membership and all rights in the age fifty-seven retirement system in the same manner as withdrawal of contributions would terminate the membership of an individual who has not attained vested status.

§ 2. This act shall take effect immediately.