STATE OF NEW YORK

10198

IN ASSEMBLY

February 12, 2026

Introduced by M. of A. RAJKUMAR, COLTON, ALVAREZ, WILLIAMS, O'PHARROW, HOOKS, BRABENEC, PIROZZOLO, YEGER, NOVAKHOV, TAYLOR, GRIFFIN, KAY -- Multi-Sponsored by -- M. of A. LEVENBERG -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the administrative code of the city of New York, in relation to granting members of the city's police force eligibility for retirement and pension based on previous service as traffic enforcement agents

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

Section 1. The administrative code of the city of New York is amended by adding a new section 13-633 to read as follows:

§ 13-633 Transfer of members of the New York city police department from traffic enforcement to the police force. a. The time served as a member of the city's traffic enforcement who has become a member of the uniformed force of the police department of the city, whether by transfer or as a result of a competitive examination and appointment, and who is still a member of the uniformed force of the police department of the city, shall be included and counted as police service as defined in section 13-214 of this title in determining retirement and pension benefits as provided in this code and the retirement and social security law if such person becomes a member of a state or city retirement system available to members of the police department of the city, provided, however, that no person becoming a member of the uniformed force of the police department of the city in the manner herein provided, shall be entitled to participate in the benefits of a state or city retirement system available to members of the police department of the city, unless such person shall pay into such fund the total sum that such person would have been required to pay in order to participate therein had such person been a member of such force from the time they entered the service of traffic enforcement. These provisions shall not be subject to any restriction relative to transfers contained in the civil service law or in the rules and regulations of the civil service commission of the state, or any subdivision thereof.

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

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b. Notwithstanding any other provisions of law, a member of the New York city police department shall be entitled to buy back and receive service credit for the period of time such member was previously employed as a New York city traffic enforcement agent pursuant to subdivision a of this section.

c. The provisions of this section shall apply to members who have been appointed to the title traffic enforcement agent prior to July first, two thousand nine.

§ 2. This act shall take effect immediately.

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

SUMMARY: This proposed legislation would deem certain prior service rendered as a traffic enforcement agent with the New York City Police Department, for those hired in such title before July 1, 2009, that was purchased or transferred into the New York City Police Pension Fund (POLICE), as uniformed service for purposes of determining the eligibility and amount of POLICE retirement benefits.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	NYC
2027	8.3
2028	7.4
2029	7.0
2030	6.7
2031	6.3
2032	(3.1)
2033	(3.1)
2034	(2.8)
2035	(2.3)
2036	(2.3)
2037	(2.3)
2038	(2.1)
2039	(1.8)
2040	(1.6)
2041	(1.4)
2042	(1.2)
2043	(1.0)
2044	(0.8)
2045	(0.7)
2046	(0.6)
2047	(0.5)
2048	(0.4)
2049	(0.2)
2050	(0.1)
2051	(0.1)

Employer Contribution impact beyond Fiscal Year 2051 is not shown.

The entire increase (decrease) in employer contributions will be allocated to New York City.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases. Future new hires are not included in this present value.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2025 ($ in Millions)

Present Value (PV)	NYC
(1) PV of Employer Contributions:	15.4
(2) PV of Employee Contributions:	(0.4)
Total PV of Benefits (1) + (2):	15.0

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were amortized over the expected remaining working lifetime of those impacted using level dollar payments.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY

	NYC
Increase (Decrease) in UAL:	36.1 M
Number of Payments:	5
Amortization Payment:	9.1 M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025 and was supplemented with data previously provided by the New York City Police Department and the Police Benevolent Association. The census data for the impacted population is summarized below.

	POLICE
Active Members	
- Number Count:	194
- Average Age:	45.5
- Average Current Uniform Service:	20.1
- Average Traffic Enforcement Service:	4.8
- Average Salary:	154,000

IMPACT ON MEMBER BENEFITS: Currently, Tier 2 members of POLICE receive a benefit based on 75% of 1/60th times the member's average earnings over their last five years of service for each year of non-uniformed civilian service, such as prior traffic enforcement agent service. Tier 3 members generally receive no additional benefit for non-uniformed civilian service.

Under the proposed legislation, periods of qualifying prior non-uniformed service rendered as a traffic enforcement agent (for those hired in such title before July 1, 2009), that are purchased or transferred, would be classified as Allowable Service in the police force and therefore be included in the minimum service required for eligibility and payment of an unreduced service retirement benefit for all tiers.

For purposes of this Fiscal Note, it has been assumed that the proposed legislation would not allow for tier reinstatement for impacted members. To the extent that tier reinstatement would be allowed, costs would be higher.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems.

To determine the impact of the elective nature of the proposed legislation, a subgroup of eligible members was developed based on who is assumed to benefit actuarially by comparing the net present value impact

of future employer costs of each member's benefit before and after the transfer or purchase of traffic enforcement agent service.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-04 dated January 27, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.