

STATE OF NEW YORK

8878

2025-2026 Regular Sessions

IN ASSEMBLY

June 9, 2025

Introduced by M. of A. McDONALD -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the retirement and social security law, in relation to extending the waiver of approval and income limitations on to retired law enforcement officers employed as school resource officers in school districts and board of cooperative educational services

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

1 Section 1. Subdivision 9 of section 211 of the retirement and social
2 security law, as added by section 1 of part HH of chapter 56 of the laws
3 of 2022, is amended to read as follows:

4 9. Notwithstanding the provisions of this section, sections two
5 hundred twelve and four hundred one of this chapter and section five
6 hundred three of the education law and any other law, regulation, rule,
7 local law, or charter to the contrary, a retired person, or a law
8 enforcement officer as defined by section two hundred nine-v of the
9 general municipal law, assigned by any law enforcement agency as defined
10 in subdivision eight of section eighty-six of the public officers law,
11 may be employed and earn compensation in a position or positions in the
12 service of a school district or a board of cooperative educational
13 services in the state without any effect on [~~his or her~~] their status as
14 retired and without suspension or diminution of [~~his or her~~] their
15 retirement allowance and without prior approval pursuant to subdivision
16 two of this section. Earnings received as a result of employment in a
17 school district or a board of cooperative educational services in the
18 state shall not be applied to a retired person's or law enforcement
19 officer's earnings when calculating the earnings limitations imposed by
20 subdivisions one and two of section two hundred twelve of this article.

21 § 2. This act shall take effect immediately; provided, however, that
22 the amendments to subdivision 9 of section 211 of the retirement and
23 social security law made by section one of this act shall not affect the
24 repeal of such subdivision and shall be deemed repealed therewith.

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

LBD13362-01-5