

NEW YORK STATE ASSEMBLY

Carl E. Heastie, Speaker
Stacey Pheffer Amato, Chair



2023 ANNUAL REPORT

COMMITTEE ON
Governmental Employees



CHAIR
Governmental Employees

COMMITTEES
Corporations, Authorities and Commissions
Education Racing and Wagering
Veterans' Affairs

MEMBER
Legislative Women's Caucus
Puerto Rican/Hispanic Caucus

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December 15, 2023

Honorable Carl E. Heastie
Speaker, New York State Assembly
932 Legislative Office Building
Albany, New York 12248

Dear Speaker Heastie,

I am pleased to submit the 2023 Annual Report for the Assembly Standing Committee on Governmental Employees.

The Committee on Governmental Employees advanced significant legislation throughout the 2023 Legislative session to benefit both public employees and their employers.

The Committee passed numerous pieces of legislation aimed at improving public employers' ability to recruit and retain employees. Chapter 358 of the Laws of 2023 requires the Department of Civil Service and municipal civil service commissions to post examination announcements at certain sites where they will be more likely to be seen by potential examinees. Additionally, in the State Fiscal Year 2023-24 Enacted Budget, the Committee advocated for the inclusion of a temporary waiver for all civil service examination fees. This fee waiver, effective from July 1, 2023, to December 31, 2025, removes a potential barrier to the civil service system in order to expand access to civil service examinations and help public employers recruit employees.

The Committee also passed legislation improving the civil service rights of public employees. For example, the Committee advanced A.3748-A (Pheffer Amato), which would require disciplinary hearings brought against a public employee to be held by an independent hearing officer provided by the Public Employment Relations Board, unless an employee is subject to an alternate disciplinary procedure pursuant to a collective bargaining agreement. This bill would ensure fair, unbiased hearing procedures for all public employees. Additionally, the Committee advanced Chapter 676 of the Laws of 2023, which extends the procedures for suspension and demotion upon the reduction of force that currently apply to competitive class employees to non-competitive and labor class employees. This would ensure that in the case of layoffs, all state employees are subject to equitable procedures.

Finally, this year the Committee passed legislation strengthening the retirement benefits of public employees. For example, the Committee advanced A.5630 (Jones), which would allow the beneficiaries of certain deceased employees of the Department of Corrections and Community Supervision and the Office of

Mental Health to receive the value of the pension reserve if an employee dies while in service and eligible for retirement. The State Fiscal Year 2023-24 Enacted Budget also included several pieces of pension legislation improving the benefits of first responders employed by municipalities.

These examples of legislation advanced by the Committee this year demonstrate its commitment to New York State's dedicated public workforce. This annual report provides greater detail on the actions and accomplishments of the Committee throughout the 2023 Legislative session year.

I would like to thank the Committee members and staff for all their hard work and dedication to our state's public employees. Additionally, I would like to thank the public employee organizations, unions, and the many government officials who have helped make this year a successful one. I look forward to continuing to serve as the Committee chair.

I also thank you for your guidance and support, which was vital to the accomplishments of the Committee during the 2023 Legislative session.

Sincerely,

A handwritten signature in cursive script that reads "Stacey Pheffer Amato". The signature is written in dark ink and is positioned above the printed name.

Stacey Pheffer Amato, Chair

**Annual Report of the
Assembly Standing Committee on Governmental Employees**

Stacey Pheffer Amato, Chair

Members of the Committee

Majority

Jeffrion L. Aubry
William Colton
Kenneth P. Zebrowski
Angelo Santabarbara
Simcha Eichenstein
Charles D. Fall
Billy Jones
Patrick B. Burke
Gina L. Sillitti

Minority

Joseph P. DeStefano, Ranker
Michael Reilly
Jodi A. Giglio
Michael Tannousis

Committee Staff

Aubree Heydrick, Assistant Secretary for Program and Policy
Morgan Weber, Associate Counsel
Abigail Winslow, Analyst
Sierra Stevenson, Program & Counsel Secretary
Gregory Slade, Chief of Staff and Committee Clerk

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COMMITTEE SUMMARY

The New York State Assembly Standing Committee on Governmental Employees oversees legislation and policy proposals concerning the civil service law and public retirement systems.

Throughout the 2023 Legislative Session, the Committee remained dedicated to protecting the rights and benefits of all employees and officers of the State of New York. In furtherance of such mission, the Committee has worked earnestly to pass legislation that relates to disciplinary procedures, civil service examinations and appointments, disability and retirement benefits for uniformed employees, and the ratification of collective bargaining agreements. The Committee has also reviewed legislation altering pension and disability benefits, and eligibility for such benefits, for members of the public pension and retirement systems. At the same time, the Committee has reviewed policies to ensure that legislation does not undermine the pension funds on which public retirees depend. Through such work, the Committee seeks to enhance the governing structure of the pension systems as well as maintain their sustainability.

Additionally, the Committee on Governmental Employees is responsible for the mandate of legislative initiatives protecting the individuals our communities rely on the most: our public safety personnel. Our police, fire, emergency medical technicians, sanitation, and correction workers risk their lives to protect our citizens and maintain the services New Yorkers rely on every day. In recognition of their dedicated service, the Committee has advanced legislation that aims to enhance the effectiveness and efficiency of the law enforcement, public safety, and security organizations located within New York State.

During the 2023 Legislative Session, a total of 320 legislative proposals were referred to the Committee on Governmental Employees. The Committee reported 59 bills. Of those proposals, 46 passed both Houses. Of those, 31 were chaptered and 13 were vetoed.

I. RECRUITMENT, RETENTION, AND CIVIL SERVICE PROTECTIONS FOR PUBLIC EMPLOYEES

New York State is home to some of the most dedicated servicemen and women in the country. In return for the tireless support that they provide to our communities, the Committee must ensure that these employees' rights and benefits are protected. Additionally, the Committee is dedicated to ensuring that New York State is able to recruit and retain enough qualified employees to provide important services to New Yorkers. As such, during the 2023 Legislative Session, the Committee considered the following bills to safeguard the rights and benefits of current employees and improve the State's ability to recruit and retain a qualified workforce.

1. A.7155 (Pheffer Amato) / S.5494 (Jackson) – Chapter 356 of the Laws of 2023

This law provides that prior provisional service in a title to which an employee is permanently appointed shall be credited toward the probationary term. This law will be subject to a chapter amendment in the 2024 Legislative Session clarifying that provisional service may only be credited to the probationary period if an employee is permanently appointed to a title immediately following the end of provisional service in such title.

2. A.6855 (Pheffer Amato) / S.5486 (Jackson) – Chapter 358 of the Laws of 2023

This law requires the Department of Civil Service and municipal civil service commissions to post civil service examination announcements at boards of cooperative educational services, high schools, colleges, universities, social services districts, and job training programs. This law will be subject to a chapter amendment in the 2024 Legislative Session specifying that the Department of Civil Service and municipal commissions shall provide notice to the entities named in the law and providing that such notice shall be given to public entities.

3. A.6480 (Burdick) / S.6482-A (Mannion) – Chapter 521 of the Laws of 2023

This law clarifies that positions designated to be filled by individuals with disabilities and veterans with disabilities pursuant to the State's 55-b and 55-c programs may be filled on a part-time basis and requires that postings for such positions include whether they are part-time or full-time

4. A.6856 (Pheffer Amato) / S.5487 (Jackson) – Chapter 676 of the Laws of 2023

This law extends procedures for suspension and demotion upon the abolition or reduction of force applicable to competitive class positions to non-competitive and labor class positions.

5. A.3748-A (Pheffer Amato) / S.1039-A (Jackson) – Passed both Houses

This bill would require disciplinary hearings brought against a public employee, other than a New York City employee, to be held by an independent hearing officer, unless an employee is subject to an alternate disciplinary hearing procedure pursuant to a collective bargaining agreement.

II. BENEFITS FOR UNIFORMED PERSONNEL

During the 2023 Legislative Session, the Committee advanced legislation seeking to provide and extend eligibility for disability benefits to certain uniformed personnel and provide financial stability to injured members and their families. The following are such noteworthy pieces of legislation.

1. A.4008 (Pheffer Amato) / S.3492 (Jackson) – Chapter 685 of the Laws of 2023

This law provides that uniformed court officers and peace officers employed by the Unified Court System who are injured as the result of a physical assault by an assailant suffered while in service shall be eligible for accidental disability retirement benefits.

2. A.6731 (Stern) / S.6598 (Jackson) – Chapter 694 of the Laws of 2023

This law establishes an accidental disability retirement benefit equal to three-quarters of final average salary for deputy sheriffs employed by Suffolk County.

3. A.6499 (Pheffer Amato) / S.6216 (Jackson) – Chapter 720 of the Laws of 2023

This law provides for the payment of the special accidental death benefit to the beneficiaries of deceased paid deputy sheriff members of the New York City Employees' Retirement System who died in service as the result of an accident sustained in the performance of duty.

4. A.4018 (Pheffer Amato) / S.1991 (Jackson) – Vetoed Memo. 84

This bill would establish a twenty-year retirement plan for non-seasonally appointed sworn members and officers of the division of law enforcement in the Department of Environmental Conservation (DEC), forest rangers and police officers in the service of the DEC, the regional state park police, and university police.

5. A.5630 (Jones) / S.5849 (Jackson) – Vetoed Memo. 87

This bill would allow the beneficiaries of deceased uniformed personnel employed by the Department of Corrections and Community Supervision and deceased security hospital treatment assistants employed by the Office of Mental Health who were eligible for service retirement at the time of death to elect to receive either the death benefit and the reserve-for-increased-take-home-pay, if any, or the value of the pension reserve that would have been established had the member retired on the date of their death.

6. A.5710 (Pheffer Amato) / S.7519 (Jackson) – Vetoed Memo. 89

This bill would provide members of the New York State and Local Police and Fire Retirement System employed as university police officers with the presumption that any disability or death resulting from illness of the heart shall have been the result of an accident incurred in the performance of duty.

7. A.5716 (Pheffer Amato) / S.5239 (Skoufis) – Vetoed Memo. 90

This bill would establish a twenty-five year retirement plan for members of the New York State and Local Employees' Retirement System employed by the Division of Military and Naval Affairs in the titles of airport firefighter apprentice, airport firefighter I, airport firefighter II, airport firefighter III, and training and safety officer.

8. A.7220 (Pheffer Amato) / S.6536 (Mayer) – Vetoed Memo. 106

This bill would deem credit in the New York City Employees' Retirement System earned while employed as a police officer in the New York City Department of Environmental Protection as creditable in a New York State and Local Police and Fire Retirement System service-based retirement plan.

III. PENSION AND CIVIL SERVICE LEGISLATION FOR INDIVIDUALS

The following legislation advanced in 2023 pertains to certain New York State Civil Service employees and members of New York State Retirement Systems concerning eligibility for retirement plans and tiers, competitive civil service examinations, and fields of employment.

1. A.5862 (Buttenschon) / S.3513 (Griffo) – Chapter 192 of the Laws of 2023

This law authorizes Douglas Brenning, a part-time police officer in the village of New York Mills, to take the competitive civil service examination for full-time appointment as a police officer in such village and, contingent upon his examination score, be placed on the eligible list for appointment.

2. A.4916 (Byrnes) / S.4087 (Helming) – Chapter 199 of the Laws of 2023

This law authorizes Michael Telesca, a full-time peace officer in the county of Livingston, to take the competitive civil service examination for appointment as a full-time deputy sheriff in Livingston County and, contingent upon his examination score, be placed on the eligible list for appointment.

3. A.6722-A (Barrett) / S.5057-A (Hinchey) – Chapter 200 of the Laws of 2023

This law authorizes Benjamin Doty, a part-time police officer in the village of Millerton, to take the competitive civil service examination for appointment as a full-time deputy sheriff in Columbia County and, contingent upon his examination score, be placed on the eligible list for appointment.

4. A.6723-A (Barrett) / S.6622-A (Hinchey) – Chapter 202 of the Laws of 2023

This law authorizes Brian Laurange, Jr., a part-time corrections officer in the county of Columbia, to take the competitive civil service examination for appointment as a full-time police officer with the Columbia County sheriff's office and, contingent upon his examination score, be placed on the eligible list for appointment.

5. A.5866-B (Bendett) / S.6807-A (Hinchey) – Chapter 204 of the Laws of 2023

This law authorizes the county of Columbia to appoint Paul Strobel as a provisional part-time deputy sheriff, and allows Mr. Strobel to take the competitive civil service examination for appointment as a full-time police officer with the Columbia County sheriff's office and, contingent upon his examination score, be placed on the eligible list for permanent appointment.

6. A.7620 (Smullen) / S.7418 (Walczyk) – Chapter 207 of the Laws of 2023

This law authorizes Brett W. Brewer, a part-time police officer in the village of Ilion, to take the competitive civil service examination for appointment as a full-time police officer with the Ilion police department and, contingent upon his examination score, be placed on the eligible list for appointment.

7. A.7582 (Smullen) / S.7419 (Walczyk) – Chapter 208 of the Laws of 2023

This law authorizes Isaac B. Bertos, a part-time police officer in the village of Ilion, to take the competitive civil service examination for appointment as a full-time police officer with the Ilion police department and, contingent upon his examination score, be placed on the eligible list for appointment.

8. A.3052 (Wallace) / S.2519 (Gallivan) – Chapter 363 of the Laws of 2023

This law deems an application for conversion of benefits from service or disability retirement to accidental death benefits filed by Audra Lakeman, the beneficiary of deceased New York State Police and Fire Retirement System member Lawrence Lakeman, as timely filed.

9. A.5075 (McDonald) / S.5539 (Ashby) – Chapter 642 of the Laws of 2023

This law allows the city of Rensselaer to offer participation in the twenty-year retirement plan for police officers and firefighters to William Schumaker and Mark Hennessey, firefighters employed by such city.

10. A.5762 (Lupardo) / S.5605 (Webb) – Chapter 644 of the Laws of 2023

This law allows the city of Binghamton to offer participation in the twenty-year retirement plan for police officers and firefighters to Scott Pavlick, a firefighter employed by such city.

11. A.6492 (Shimsky) / S.4715-A (Stewart-Cousins) – Chapter 659 of the Laws of 2023

This law deems previous service as a police officer in the Village of Dobbs Ferry by Gabriel Bonilla, a police officer currently employed by Westchester County, as creditable in the twenty-year retirement plan for police officers and firefighters.

12. A.6609 (McDonough) / S.6188 (Rhoads) – Chapter 663 of the Laws of 2023

This law grants Daniel Miller, a tier 6 member of the New York State and Local Employees' Retirement System, retroactive tier 5 status in such system with a starting date of March 7, 2012.

13. A.6706 (Manktelow) / S.6788 (Helming) – Chapter 665 of the Laws of 2023

This law grants Justin Whitmore, a tier 6 member of the New York State and Local Police and Fire Retirement System, retroactive tier 2 status in such system with a starting date of July 7, 2007.

14. A.7616 (Santabarbara) / S.7468 (Breslin) – Chapter 670 of the Laws of 2023

This law grants Marc Del Prado, a tier 6 member of the New York State and Local Employees' Retirement System, retroactive tier 4 status in such system with a starting date of August 2, 2004.

STATE FISCAL YEAR 2023-24 ENACTED BUDGET

Each year during budget negotiations, the Committee seeks to include legislation and funding to enhance the rights and benefits of public employees and improve the State and municipal governments' ability to recruit and retain a qualified and capable workforce. The State Fiscal Year (SFY) 2023-24 Enacted Budget included numerous pieces of legislation reducing barriers to state employment for potential civil service employees, expanding pension benefits for retirement system members, and improving upon programs for employers to hire staff and contribute to employee benefits.

1. Continuous Recruitment – Public Protection and General Government, Part S

In order to allow public employers to hire employees to vacant positions in a timely manner, this Budget part allows the Department of Civil Service and municipal civil service commissions to establish continuing eligible lists for any positions in the competitive class which the Department or commission deems appropriate for continuous recruitment.

2. 55-b Expansion – Public Protection and General Government, Part T

A study by the Department of Civil Service published in December 2022, found that the State's 55-b program, which allows individuals with disabilities to be appointed to competitive class positions without examination, was near capacity. This part increases the number of positions eligible to be filled through the 55-b program from 1,200 positions to 1,700 positions.

3. Civil Service Examination Fee Waiver – Public Protection and General Government, Part EE

The fees required to take a competitive civil service examination may act as a barrier to employment for many New Yorkers seeking employment with the State. To remove this barrier and allow more people to take civil service examinations, this part waives application fees for all examinations held by the Department of Civil Service from July 1, 2023, to December 31, 2025, and allows municipal civil service commissions to do the same. The Legislature provided \$2.5 million in funding for this waiver program.

4. Retiree Income Cap Waiver – Public Protection and General Government, Part V

To address staffing shortages in New York's schools, this part extends provisions of law waiving the income cap for retirees employed by a public school or board of cooperative educational services for one year, from June 30, 2023, to June 30, 2024.

5. Contribution Stabilization Program – Public Protection and General Government, Part W

The New York State and Local Retirement System’s Contribution Stabilization Program allows employers to amortize a portion of their contributions in order to offset significant changes to annual contribution rates over time. This part modernizes the program by allowing employers to access their reserve fund when the employer contribution rate exceeds the employer graded rate, making the reserve fund easier to access for many employers. This part also establishes provisions for employers to terminate their participation in the program.

6. Special Accidental Death Benefits – Public Protection and General Government, Part Y

This part includes counties as payors of special accidental death benefits to families of deceased members of county sheriff departments. To ensure that families of members who died prior to the enactment of the SFY 2023-24 Enacted Budget receive benefits, this part also provides for the payment of the special accidental death benefit to families of members who died prior to April 1, 2023, including any annual increases that the benefit would have been subject to had payment commenced on the date of the member’s death.

7. Pension Legislation – Public Protection and General Government, Parts GG, II, HH, JJ, KK, and LL

The SFY 2023-24 Enacted Budget included numerous pieces of legislation providing pension benefits for certain public employees. These include:

- a) Providing that the death benefit payable to beneficiaries of correction officers employed by Westchester County who are eligible for service retirement at the time of death shall be the greater of the pension reserve that would have been established had the member retired on the date of his or her death, or the death benefit and the reserve-for-increased-take-home-pay, if any (part GG);
- b) Providing that the death benefit payable to beneficiaries of fire marshals employed by Nassau County who are eligible for service retirement at the time of death shall be the greater of the pension reserve that would have been established had the member retired on the date of his or her death, or the death benefit and the reserve-for-increased-take-home-pay, if any (part II);
- c) Allowing members of the New York City Fire Department Pension Fund to obtain service credit in their retirement plan for service rendered as an EMT member of the New York City Employees’ Retirement System (part HH);
- d) Permitting tier 3 original, revised, and enhanced plan members of the New York City Police Pension Fund to borrow from their accumulated member contributions (part JJ);
- e) Authorizing Monroe County to permit deputy sheriffs-civil to retire pursuant to the optional twenty-five year retirement plan for sheriffs, undersheriffs, deputy sheriffs, and correction officers (part KK); and

- f) Providing that police officer members of the New York State and Local Police and Fire Retirement System who are subject to a presumption that any disease of the heart resulting in disability or death was incurred in the line of duty shall not be required to establish that such disability or death was the result of an accident when filing for accidental disability retirement benefits (part LL).

**8. Public Employment Relations Board – Transportation and Economic Development
Part G**

The SFY 2023-24 Enacted Budget extended provisions of law granting the Public Employment Relations Board authority to engage the Metropolitan Transportation Authority and its recognized employee organization in binding interest arbitration for two years, from July 1, 2023 to July 1, 2025.

APPENDIX A
SUMMARY OF ACTION ON ALL BILLS
REFERRED TO THE COMMITTEE ON

Governmental Employees

TOTAL NUMBER OF COMMITTEE MEETINGS HELD 8

| |
|---------------------------|
| 2023 SUMMARY SHEET |
|---------------------------|

| | | |
|-----------------|---------------|--------------|
| <u>ASSEMBLY</u> | <u>SENATE</u> | <u>TOTAL</u> |
| <u>BILLS</u> | <u>BILLS</u> | <u>BILLS</u> |

BILLS REPORTED FAVORABLE TO:

| | | | |
|----------------|-----------|----------|-----------|
| Codes | 2 | 0 | 2 |
| Judiciary | 1 | 0 | 1 |
| Ways and Means | 46 | 0 | 46 |
| Rules | 7 | 0 | 7 |
| Floor | 3 | 0 | 3 |
| TOTAL | 59 | 0 | 59 |

COMMITTEE ACTION

| | | | |
|-------------------------------|------------|-----------|------------|
| Held For Consideration | 4 | 0 | 4 |
| Defeated | 0 | 0 | 0 |
| Enacting Clause Stricken | 3 | 0 | 3 |
| REMAINING IN COMMITTEE | 242 | 19 | 261 |

BILLS REFERENCE CHANGED TO:

Governmental Operations 1
Ways and Means 14

| | | | |
|-------|----|---|----|
| TOTAL | 15 | 0 | 15 |
|-------|----|---|----|

APPENDIX B

ALL BILLS PASSED BY THE GOVERNMENTAL EMPLOYEES COMMITTEE IN 2023

| Bill Number | Legislative Summary | Legislative Status |
|---|---|--------------------------------------|
| A.147 (Paulin) / S.366 (Gallivan) | Would authorize counties to elect to provide optional disability coverage to county probation officers. | Reported to Ways and Means Committee |
| A.382 (Joyner) / S.4132 (Mannion) | Would prohibit Executive entities from outsourcing to perform services that would ordinarily be completed by an employee subject to a collective bargaining agreement when a hiring freeze is in place. | Reported to Ways and Means Committee |
| A.1003 (Lavine) / S.1521 (Hoylman-Sigal) | Implements terms of a collective bargaining agreement between the Office of Court Administration and its non-judicial employee negotiation units. | Chapter 1 of the Laws of 2023 |
| A.1411 (Rozic) / S.6455 (Scarcella-Spanton) | Would require State agencies to develop policies and procedures to maximize telework opportunities for employees without diminishing employee performance. | Passed Assembly |
| A.3052 (Wallace) / S.2519 (Gallivan) | Deems an application for conversion of benefits from service or disability retirement to accidental death benefits filed by Audra Lakeman, the beneficiary of deceased New York State Police and Fire Retirement System member Lawrence Lakeman, as timely filed. | Chapter 363 of the Laws of 2023 |
| A.3236-A (Lunsford) | Would require the Department of Civil Service to produce a study on the number of vacancies in Executive agencies and provide recommendations for decreasing the number of such vacancies. | Reported to Ways and Means Committee |
| A.3335-B (Joyner) / S.4811-B (Gounardes) | Extends to the 2023 fiscal year the commencement date for the 3% cost-of-living adjustment on the special accidental death benefit paid to surviving spouses and children of uniformed members of the New York City Employees' Retirement System and the New York State and Local Employees' Retirement System. | Chapter 213 of the Laws of 2023 |
| A.3748-A (Pheffer Amato) / S.1039-A (Jackson) | Would require disciplinary hearings brought against a public employee, other than a New York City employee, to be held by an independent hearing officer, unless an | Passed both Houses |

| | | |
|---|--|--------------------------------------|
| | employee is subject to an alternate disciplinary hearing procedure pursuant to a collective bargaining agreement. | |
| A.3752 (Pheffer Amato) / S.3280 (Gounardes) | Would eliminate the constitutional requirement that a veteran must have served in a time of war to be eligible to receive additional credits in a competitive civil service examination. | Reported to Judiciary Committee |
| A.3768 (Pheffer Amato) / S.2728 (Sanders) | Would prohibit employers from reducing health benefit levels for retirees below the benefit levels provided to active employees for retirees of the New York State and Local Police and Fire Retirement System and employees who were represented by Local 854, IAFF prior to retirement. | Reported to Ways and Means Committee |
| A.3769 (Pheffer Amato) / S.179 (Jackson) | Would require vacancies in supervisory fire alarm dispatcher II titles to be filled through promotion of permanent, temporary, or provisional competitive class employees holding titles in the direct line of promotion. | Advanced to third reading cal.17 |
| A.3896 (McDonald) / S.4465 (Breslin) | Would provide that a state employee's skilled nursing care benefit provided by the New York State Health Insurance Program shall not be reduced when the employee's primary insurance becomes Medicare upon retirement. | Reported to Ways and Means Committee |
| A.4008 (Pheffer Amato) / S.3492 (Jackson) | Provides that uniformed court officers and peace officers employed by the Unified Court System who are injured as the result of a physical assault by an assailant suffered while in service shall be eligible for accidental disability retirement benefits. | Chapter 685 of the Laws of 2023 |
| A.4018 (Pheffer Amato) / S.1991 (Jackson) | Would establish a twenty-year retirement plan for non-seasonally appointed sworn members and officers of the division of law enforcement in the Department of Environmental Conservation (DEC), forest rangers and police officers in the service of the DEC, the regional state park police, and university police. | Vetoed memo.84 |
| A.4487 (Ramos) / S.7273 (Parker) | Would require the Civil Service Commission to collect data and publish annual reports on the ethnicity and race of civil service examinees. | Vetoed memo.82 |

| | | |
|---|--|---|
| A.4529 (Stirpe) / S.2399 (Gounardes) | Would expand eligibility for participation in the Secure Choice Savings Program to individuals who are at least eighteen years of age, who have had taxable income in the last calendar year, and who are not employed by an eligible employer who would enroll such employee on their behalf. | Passed both Houses |
| A.4916 (Byrnes) / S.4087 (Helming) | Authorizes Michael Telesca to take the competitive civil service examination for appointment as a full-time deputy sheriff in Livingston County. | Chapter 199 of the Laws of 2023 |
| A.5075 (McDonald) / S.5539 (Ashby) | Allows the city of Rensselaer to offer participation in the twenty-year retirement plan for police officers and firefighters to William Schumaker and Mark Hennessey, firefighters employed by such city. | Chapter 642 of the Laws of 2023 |
| A.5136 (Pheffer Amato) / S.4972 (Gounardes) | Provides that employers who elected to offer employees in tiers 2 through 5 of the New York State and Local Police and Fire Retirement System a one-year final average salary calculation benefit may offer the same benefit to tier 6 employees. | Chapter 705 of the Laws of 2023 |
| A.5164 (Pheffer Amato) / S.4136 (Cooney) | Would allow members of the State Police twenty-year retirement plan to receive service credit in the retirement system for up to one year of unpaid or reduced pay childcare leave. | Ordered to third reading Rules cal. 239 |
| A.5201 (Pheffer Amato) / S.5212 (Jackson) | Would provide that police officer members of the New York State and Local Police and Fire Retirement System shall be subject to the presumption that heart disease resulting in disability was a result of an accident incurred in the line of duty. Included in SFY 2023-24 Enacted Budget as Part LL of A.3005-C. | Reported to Ways and Means Committee |
| A.5205 (Pheffer Amato) / S.5211 (Jackson) | Would provide members of the New York State and Local Employees' Retirement System employed as a correction officer, correction supervisor, deputy sheriff patrol or deputy sheriff with the presumption that disability or death resulting from illness of the lungs shall have been the result of an accident incurred in the performance of duty. | Passed Assembly |
| A.5208 (Pheffer Amato) / S.5027 (Jackson) | Would provide members of the New York State and Local Employees' Retirement System employed as a correction officer, correction supervisor, deputy sheriff patrol or deputy sheriff with the presumption that | Vetoed memo.86 |

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| | disability or death resulting from illness of the heart shall have been the result of an accident incurred in the performance of duty. | |
| A.5630 (Jones) / S.5849 (Jackson) | Would allow the beneficiaries of deceased uniformed personnel employed by the Department of Corrections and Community Supervision and deceased security hospital treatment assistants employed by the Office of Mental Health who were eligible for service retirement at the time of death to elect to receive the death benefit and the reserve-for-increased-take-home-pay, if any, or the value of the pension reserve that would have been established had the member retired on the date of their death. | Vetoed memo.87 |
| A.5634 (Reyes) / S.6888 (Martinez) | Would authorize the Department of Civil Service to establish a pay differential for titles requiring proficiency in a language other than English and require the Department to produce a report on whether there are sufficient opportunities for career advancement for employees holding such titles. | Reported to Ways and Means Committee |
| A.5679 (Pheffer Amato) / S.5653 (Jackson) | Would allow tier 6 peace officers employed by the Unified Court System to retire at age fifty-five with thirty years of service and reduce the normal retirement age to sixty-two. | Vetoed memo.88 |
| A.5710 (Pheffer Amato) / S.7519 (Jackson) | Would provide members of the New York State and Local Police and Fire Retirement System employed as university police officers with the presumption that any disability or death resulting from illness of the heart shall have been the result of an accident incurred in the performance of duty. | Vetoed memo.89 |
| A.5714 (Pheffer Amato) | Would establish an optional accidental disability retirement benefit for deputy sheriffs equal to three-quarters of final average salary. | Reported to Ways and Means Committee |
| A.5716 (Pheffer Amato) / S.5239 (Skoufis) | Would establish a twenty-five year retirement plan for members of the New York State and Local Employees' Retirement System employed by the Division of Military and Naval Affairs in the titles of airport firefighter apprentice, airport firefighter I, airport firefighter II, airport firefighter III, and training and safety officer. | Vetoed memo.90 |

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| A.5762 (Lupardo) / S.5605 (Webb) | Allows the city of Binghamton to offer participation in the twenty-year retirement plan for police officers and firefighters to Scott Pavlick, a firefighter employed by such city. | Chapter 644 of the Laws of 2023 |
| A.5817-A (Solages) / S.4097-B (Gounardes) | Requires the Civil Service Commission to publish annual New York State health benefit plan hospital pricing reports, which would include a comparison of prices of hospital services provided to members of the New York State Health Insurance Program. This law will be subject to a chapter amendment in the 2024 Legislative Session clarifying that the report shall include available claims data for the New York State health insurance program and will not include claims from other insurers. | Chapter 703 of the Laws of 2023 |
| A.5862 (Buttenschon) / S.3513 (Griffo) | Authorizes Douglas Brenning, a part-time police officer in the village of New York Mills, to take the competitive civil service examination for full-time appointment as a police officer in such village and, contingent upon his examination score, be placed on the eligible list for appointment. | Chapter 192 of the Laws of 2023 |
| A.5866-B (Bendett) / S.6807-A (Hinchev) | Authorizes Paul Strobel to take the competitive civil service examination for appointment as a full-time police officer with the Columbia County sheriff's office. | Chapter 204 of the Laws of 2023 |
| A.6081 (Pheffer Amato) / S.5254 (Jackson) | Provides members of the New York State and Local Employees' Retirement System employed as deputy sheriffs by Nassau County with an accidental disability retirement benefit of three-quarters of final average salary. | Chapter 688 of the Laws of 2023 |
| A.6156 (Pheffer Amato) / S.5744 (Gounardes) | Reopens the provisions of the New York City Council age fifty-five/twenty-five year retirement plan to active and retired tier 2 and 4 New York City Employees' Retirement System members who failed to join such plan when they first became eligible. | Chapter 689 of the Laws of 2023 |
| A.6480 (Burdick) / S.6482-A (Mannion) | Clarifies in law that positions designated to be filled by individuals with disabilities and veterans with disabilities pursuant to the State's 55-b and 55-c programs may be filled on a part-time basis and requires that postings for such positions include whether they are part-time or full-time. | Chapter 521 of the Laws of 2023 |

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| A.6492 (Shimsky) / S.4715-A (Stewart-Cousins) | Deems previous service as a police officer in the Village of Dobbs Ferry by Gabriel Bonilla, a police officer currently employed by Westchester County, as creditable in the 384-d twenty-year retirement plan. | Chapter 659 of the Laws of 2023 |
| A.6499 (Pheffer Amato) / S.6216 (Jackson) | Provides for the payment of the special accidental death benefit to the beneficiaries of deceased paid deputy sheriff members of the New York City Employees' Retirement System who died in service as the result of an accident sustained in the performance of duty. | Chapter 720 of the Laws of 2023 |
| A.6538 (Pheffer Amato) / S.6293 (Jackson) | Allows tier 3 revised and enhanced plan members of the New York City Employees' Retirement System employed by the New York City Department of Correction to purchase and receive credit in the retirement system for up to one year of unpaid childcare leave. | Chapter 710 of the Laws of 2023 |
| A.6571 (Pheffer Amato) / S.6339 (Gounardes) | Modifies the New York City Employees' Retirement System twenty-year/age fifty retirement plan for Triborough Bridge and Tunnel members to a twenty-year plan with no age requirement. | Chapter 693 of the Laws of 2023 |
| A.6609 (McDonough) / S.6188 (Rhoads) | Grants Daniel Miller, a tier 6 member of the New York State and Local Employees' Retirement System, retroactive tier 5 status in such system with a starting date of March 7, 2012. | Chapter 663 of the Laws of 2023 |
| A.6651 (Pheffer Amato) / S.6097 (Gounardes) | Exempts certain members of the New York City Employees' Retirement System age fifty-seven/twenty five-year retirement plan in physically taxing titles who, due to their age and years of service, would not be able to retire at age fifty-seven, from making additional member contributions. | Chapter 708 of the Laws of 2023 |
| A.6699 (Zebrowski) / S.5876 (Skoufis) | Would provide that the beneficiary of a deceased member of the New York State and Local Employees' Retirement System who died while in active service and within thirty days of filing for retirement may elect to receive a death benefit or the option election selected by the deceased member at the time of filing for retirement. | Reported to Ways and Means Committee |
| A.6706 (Manktelow) / S.6788 (Helming) | Grants Justin Whitmore, a tier 6 member of the New York State and Local Police and Fire Retirement System, | Chapter 665 of the Laws of 2023 |

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| | retroactive tier 2 status in such system with a starting date of July 7, 2007. | |
| A.6722-A (Barrett) / S.5057-A (Hinchey) | Authorizes Benjamin Doty to take the competitive civil service examination for appointment as a full-time deputy sheriff in Columbia County. | Chapter 200 of the Laws of 2023 |
| A.6723-A (Barrett) / S.6622-A (Hinchey) | Authorizes Brian Laurange, Jr. to take the competitive civil service examination for appointment as a full-time police officer with the Columbia County sheriff's office. | Chapter 202 of the Laws of 2023 |
| A.6731 (Stern) / S.6598 (Jackson) | Establishes an accidental disability retirement benefit equal to three-quarters of final average salary for deputy sheriffs employed by Suffolk County. | Chapter 694 of the Laws of 2023 |
| A.6749 (Pheffer Amato) / S.6253 (Jackson) | Would provide that for New York City deputy sheriffs who contract any illness of the lungs resulting in disability or death, such illness shall be presumed to have been incurred in the line of duty, and would establish an accidental disability retirement benefit of three-quarters of final average salary for such deputy sheriffs who become disabled due to such illness. | Vetoed memo.104 |
| A.6750 (Pheffer Amato) / S.6416 (Jackson) | Would allow New York City correction officers and correction captains enrolled in a twenty-year retirement plan to borrow from their accumulated member contributions. | Vetoed memo.94 |
| A.6755 (Pheffer Amato) / S.6254 (Jackson) | Would provide that for New York City deputy sheriffs who contract any illness of the heart resulting in disability or death, such illness shall be presumed to have been incurred in the line of duty, and would establish an accidental disability retirement benefit of three-quarters of final average salary for such deputy sheriffs who become disabled due to such illness. | Vetoed memo.105 |
| A.6806 (Pheffer Amato) / S.5495 (Jackson) | Extends survivor's coverage for beneficiaries of members of the New York State Health Insurance Program to beneficiaries of deceased members who retired on accidental disability or performance of duty disability retirement with less than ten years of service. | Chapter 675 of the Laws of 2023 |
| A.6855 (Pheffer Amato) / S.5486 (Jackson) | Requires the Department of Civil Service and municipal civil service commissions to post civil service examination announcements boards of cooperative | Chapter 358 of the Laws of 2023 |

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| | educational services, high schools, colleges, universities, social services districts, and job training programs. | |
| A.6856 (Pheffer Amato) / S.5487 (Jackson) | Extends procedures for suspension and demotion upon the abolition or reduction of force applicable to competitive class positions to non-competitive and labor class positions. | Chapter 676 of the Laws 2023 |
| A.7112 (Pheffer Amato) / S.5835 (Sepulveda) | Allows the salary of New York City deputy public administrators to be increased above two-thirds of the salary of New York City public administrators. | Chapter 414 of the Laws of 2023 |
| A.7155 (Pheffer Amato) / S.5494 (Jackson) | Provides that prior provisional service in a title to which an employee is subsequently permanently appointed shall be credited toward the probationary term. | Chapter 356 of the Laws of 2023 |
| A.7156 (Pheffer Amato) / S.6861 (Jackson) | Provides for the automatic enrollment of New York City employees who are eligible for membership in the Board of Education Retirement System. | Chapter 721 of the Laws of 2023 |
| A.7157 (Pheffer Amato) / S.6477 (Jackson) | Provides that an employer must provide an employee's home address when such address is requested by the employee's certified employee organization and would make failure to provide such address an improper employer practice. | Chapter 677 of the Laws of 2023 |
| A.7220 (Pheffer Amato) / S.6536 (Mayer) | Would deem credit in the New York City Employees' Retirement System earned while employed as a police officer in the New York City Department of Environmental Protection as creditable in a New York State and Local Police and Fire Retirement System service-based plan. | Vetoed memo.106 |
| A.7250 (Pheffer Amato) / S.6862 (Jackson) | Would provide that for New York City fire alarm dispatchers who contract any illness of the heart resulting in disability or death, such illness shall be presumed to have been incurred in the line of duty. | Vetoed memo.108 |
| A.7311 (Pheffer Amato) / S.6877 (Gounardes) | Allows members of the New York City Employees' Retirement System, the New York City Teachers' Retirement System, and the Board of Education Retirement System who are concurrently eligible for membership in another New York City-funded retirement system to suspend their current retirement | Chapter 711 of the Laws of 2023 |

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| | system membership and enroll in the other retirement system for which they are eligible. | |
| A.7374 (Paulin) / S.7358 (Stewart-Cousins) | Allows Tammy Sciavillo, the widow of deceased Greenville Fire District employee Vito Sciavillo, to receive survivor's coverage in the New York State Health Insurance Program. | Chapter 667 of the Laws of 2023 |
| A.7378 (Pheffer Amato) / S.7376 (Jackson) | Would require background checks for police officers who are appointed through transfer, promotion, or from a preferred list, in order to comply with executive regulations. Departmental #7. | Reported to Rules Committee |
| A.7379 (Pheffer Amato) / S.7378 (Scarcella-Spanton) | Eliminates the wartime service requirement for eligibility for the State's 55-c program. Departmental #39. | Chapter 618 of the Laws of 2023 |
| A.7414 (Pheffer Amato) / S.5678 (Gounardes) | Expands health insurance coverage to the domestic partners of deceased active or retired members of the New York City Fire Department. | Chapter 706 of the Laws of 2023 |
| A.7420 (Pheffer Amato) / S.6976 (Jackson) | Would establish a one hundred eighty day eligibility period for New York City Employees' Retirement System members employed as emergency medical technicians who have not enrolled in the twenty-five year retirement plan for emergency medical technicians to become members of such plan. | Vetoed memo.96 |
| A.7444-A (McMahon) / S.7512 (Jackson) | Requires the transfer of the pension reserve for a public employee transferring between the New York State and Local Employees' Retirement System, the New York State Teachers' Retirement System, the New York City Employees' Retirement System, the New York City Teachers' Retirement System, and the New York City Board of Education Retirement System. New York State Teachers' Retirement System #2023-001. | Chapter 717 of the Laws of 2023 |
| A.7582 (Smullen) / S.7419 (Walczyk) | Authorizes Isaac B. Bertos to take the competitive civil service examination for appointment as a full-time police officer with the Ilion police department. | Chapter 208 of the Laws of 2023 |
| A.7613 (Stern) / S.7242-A (Martinez) | Establishes an employer-elected twenty-five year retirement plan for emergency medical technicians and clinical care technicians employed by Suffolk County fire districts. | Chapter 714 of the Laws of 2023 |

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| A.7616 (Santabarbara) / S.7468 (Breslin) | Grants Marc Del Prado, a tier 6 member of the New York State and Local Employees' Retirement System, retroactive tier 4 status in such system with a starting date of August 2, 2004. | Chapter 670 of the Laws of 2023 |
| A.7620 (Smullen) / S.7418 (Walczyk) | Authorizes Brett W. Brewer to take the competitive civil service examination for appointment as a full-time police officer with the Ilion police department. | Chapter 207 of the Laws of 2023 |
| A.7644 (Pheffer Amato) / S.7372 (Jackson) | Extends the statutory interest rates used in the valuation of liabilities for calculating contributions to the New York City Retirement Systems and Pension Funds for two years, from 2023 to 2025. | Chapter 184 of the Laws of 2023 |
| A.7668 (Pheffer Amato) / S.7509 (Jackson) | Reduces annual reductions to the ordinary death benefit payable to the beneficiary of an in-service member of the New York City Employees' Retirement System, the New York City Teachers' Retirement System, and the Board of Education Retirement System, to ensure continued compliance with the federal Older Workers' Benefit Protection Act. | Chapter 716 of the Laws of 2023 |
| A.7679 (Pheffer Amato) / S.7289-A (Gounardes) | Provides that for members of the New York City Fire Department Pension Fund employed as firefighters who contract endocrine or thyroid cancer resulting in disability or death, such cancer shall be presumed to have been incurred in the line of duty. | Chapter 715 of the Laws of 2023 |