

NEW YORK STATE ASSEMBLY

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Committee On
Governmental Employees

Carl E. Heastie • Speaker
Peter J. Abbate, Jr. • Chair



ANNUAL REPORT



PETER J. ABBATE, JR.
Assemblyman 49TH District
Kings County

THE ASSEMBLY
STATE OF NEW YORK
ALBANY

CHAIRMAN
Committee on
Governmental Employees

COMMITTEES
Aging
Banks
Consumer Affairs & Protection
Labor

December 15, 2022

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 2022 Annual Report for the Assembly's Standing Committee on Governmental Employees.

The Committee advanced significant legislation throughout the 2022 Legislative session year.

In recognition of the dedicated service of public employees who have put their health at risk throughout the COVID-19 pandemic, Chapter 783 of the Laws of 2022 extended until December 31, 2024, provisions of law that permit the beneficiaries of state employees and officers who contracted COVID-19 at work and subsequently died to receive the accidental death benefit.

Additionally, in accordance with the necessity of COVID-19 vaccinations to ensure the health of New York's public and private workforce, the Committee advanced Chapter 234 of the Laws of 2022. This legislation extended existing laws granting public and private employees up to four hours of paid leave in order to receive a COVID-19 vaccination.

In acknowledgment of the sacrifices made by the heroic men and women of New York State who worked and volunteered to help save lives in the wake of the September 11, 2001, terrorist attacks on the World Trade Center, the Committee advanced Chapter 561 of the Laws of 2022 extending the deadline for filing a notice of participation in World Trade Center Rescue, Recovery, and Cleanup Operations with the Worker's Compensation Board or a public retirement system to September 11, 2026. This legislation will ensure that New York's public employees and retirees who became ill in the wake of their service at the World Trade Center shall be able to collect the benefits to which they are entitled.

Furthermore, to safeguard public employees' rights to adequate medical care in their retirement, the Committee advanced A.10425 to provide that in court cases relating to the health insurance

coverage of retired public employees, extrinsic evidence, such as the intent of parties negotiating a collective bargaining agreement, shall be admissible. This would protect the health benefits of public retirees by maintaining the benefit level negotiated at the time of retirement. Though not explicitly stated in collective bargaining agreements, the benefit level has always been presumed by both parties to vest for the retiree's life pursuant to legal inferences in place at the initial time of bargaining. Current case law allows only the text of a collectively bargained agreement to be considered in court proceedings. Permitting extrinsic evidence beyond the scope of the agreement that demonstrates the contracting parties intended such benefits to vest for life would protect the health benefits of retirees and ensure the agreements under which they retired are honored.

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 2022 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 also thank you for your guidance and support, which was vital to the accomplishments of the Committee during the 2022 Legislative Session.

Sincerely,

A handwritten signature in cursive script that reads "Peter J. Abbate Jr." The signature is written in black ink and is positioned above the printed name.

Peter J. Abbate, Jr.
Member of Assembly

Annual Report
of the
Assembly Standing Committee on
Governmental Employees
Peter J. Abbate, Jr., Chairman
Members of the Committee

Majority

Jeffrion L. Aubry
William Colton
Michael J. Cusick
Simcha Eichenstein
Charles D. Fall
Judy A. Griffin
Stacey Pheffer Amato
Angelo Santabarbara
Kenneth P. Zebrowski

Minority

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

Committee Staff

Dallas Trombley, Assistant Secretary for Program and Policy
Morgan Weber, Associate Counsel
Abigail Winslow, Analyst
Christine Eppelmann, Committee Clerk
Julia Todaro, Program & Counsel Secretary

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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 the public retirement systems.

Throughout the 2022 Legislative Session, the Committee strove to protect the rights of and provide workplace protections to all employees and officers in the State of New York. To complete our mission, we have worked earnestly to pass legislation that relates to the fair and equal compensation of public employees, disciplinary and hearing proceedings, civil service examinations and appointments, disability and retirement benefits for uniformed employees, the right to organize collective bargaining units, and the ratification of collective bargaining agreements. The Committee has also reviewed legislation altering pension and disability benefits and eligibility for such benefits for certain 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 our work, the Committee seeks to enhance the governing structure of 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 2022 Legislative Session, a total of 293 legislative proposals were referred to the Committee on Governmental Employees. The Committee reported 62 bills. Of those proposals, 48 passed both Houses. Of those, 26 were chaptered and 22 were vetoed.

I. STRENGTHENING THE PUBLIC PENSION SYSTEM

New York State's public pension system is crucial to attracting and retaining a skilled public workforce, and millions of former public employees depend on the strength and soundness of the State's retirement systems for financial support in retirement. During the 2022 Legislative Session, the Committee on Governmental Employees advanced legislation ensuring equity among members of the public pension system and improved retirement benefits for all members.

A.5278-B (Barrett) / S.6022-B (Hoylman) – Chapter 585

This law extends provisions of law allowing veterans to apply for up to three years of military credit in a public retirement system of the state to veterans with a diagnosis of post-traumatic stress disorder, traumatic brain injury, or an experience of military sexual trauma who have received a discharge other than bad conduct or dishonorable, and to discharged LGBT veterans.

A.7730-A (Abbate) / S.6691-B (Gounardes) – Chapter 720

This law delays the reduction of the ordinary death benefit paid to beneficiaries of tiers 1, 2, 3, 4, and 5 members of the New York State and Local Retirement System or the New York State Teachers' Retirement System until a member reaches age 62, or age 63 for tier 6 members. This delays the benefit reduction to the age at which a member reaches normal retirement age.

A.9620 (Abbate) / S.8644 (Savino) – Vetoed memo.45

This bill would provide for the automatic enrollment of New York City employees who are eligible to join the New York City Board of Education Retirement System. Employees eligible for enrollment in the Retirement System hired before July 1, 2023, would be automatically enrolled on October 1, 2023, unless they elect to opt out, and employees hired after such date would be automatically enrolled after ninety days of employment, unless they elect to opt out.

A.9581 (Abbate) / S. 8401 (Gounardes) – Vetoed memo.116

This bill would provide that public employers may offer tier 6 employees a one-year final average salary calculation, provided that prior to the implementation of tier 6 of the pension system, such employers had elected to offer this benefit.

A.9882-A (Stirpe) / S.8654-A (Savino) – Vetoed memo.118

This bill would expand eligibility for participation in the Secure Choice Retirement Savings Program to individuals who are at least eighteen years of age and have had taxable income in the last calendar year, but who are not employed by an eligible employer who would enroll such employee on his or her behalf. This legislation would open participation in Secure Choice to millions of New York's freelancers and self-employed individuals.

A.7184-A (Burke) / S.9296 (Ryan) – Vetoed memo.138

This bill would permit retired members of the New York State Teachers' Retirement System who return to public service and suspend their retirement allowance to elect, after two years of reemployment, to combine the service credit earned prior to retirement with service credit earned after restoration to public employment. Currently, a member may elect to combine service credit after five years of suspending their retirement allowance and returning to public employment.

II. CIVIL SERVICE PROTECTIONS

The State of New York is home to some of the most dedicated servicemen and women in the country. As such, it is crucial that we offer them the same level of support and safety in return. In acknowledgment of the vital role of a robust public sector workforce, the Committee has worked diligently to introduce and advance the following legislative proposals.

A.9513 (Fall) / S.8529 (Gounardes) – Chapter 234

This law extends provisions of law granting public and private employees four hours of leave to receive the coronavirus vaccine, to expire on December 31, 2023. Employees shall receive four hours of excused leave for each vaccine injection, unless a collectively bargained agreement grants such employees more than four hours per injection.

A.8599-A (Epstein) / S.7662-A (Hoylman) – Chapter 402

This law requires the Department of Civil Service to work jointly with the Department of Labor and the Governor's Office of Employee Relations to make publicly available on its website all employment opportunities in the civil service of New York State. The Department's website shall include postings for openings in the competitive, non-competitive, and labor classes, examination announcements, test application instructions, and designations of positions that are eligible to be filled by individuals and veterans with disabilities pursuant to the state's 55-b and 55-c programs.

A.1871 (Dinowitz) / S.0907-A (Sanders) – Chapter 530

This law grants public employees an excused leave of up to four hours per year to donate blood. Supervisors of public employees taking such leave shall be permitted to require substantiation from a donation center or an organization coordinating donations indicating that an employee actually donated blood during the absence.

A.9922-A (Abbate) / S.9370 (Jackson) – Chapter 559

This law provides that the Workers' Compensation Board shall accept certifications of the Centers for Disease Control and Prevention World Trade Center Health Program as presumptive evidence of causation of a certified World Trade Center related illness. This law also creates a two-year period during which applicants whose claims were denied prior to the effective date of this law may refile such claims.

A.10416 (Niou) / S.9294-A (Gounardes) – Chapter 561

This law extends the deadline by which a participant in World Trade Center Rescue, Recovery, and Cleanup Operations may file a notice of participation with the Workers' Compensation Board and a public retirement system of the state to September 11, 2026. This law also allows participants who were disabled as a result of such participation between September 11, 2017, and September 11, 2021, and whose claims were disallowed, to have their claims reconsidered by the Workers' Compensation Board.

A.9372 (Abbate) / S.8282 (Jackson) – Chapter 713

This law sets permanently into law statutory provisions that allow a party filing an improper practice charge against an employer to petition the Public Employment Relations Board or the New York City Board of Collective Bargaining for injunctive relief pending the board's decision.

A.10425 (Abbate) / S.9347 (Jackson) – Vetoed memo.91

This bill would provide that whenever a collective bargaining agreement between an employer and employee organization refers to health insurance benefits for retirees, extrinsic evidence shall be deemed permissible, and courts or other forums may consider such evidence to determine if the parties subject to the agreement intended for such health insurance benefits to vest on retirees for life.

A.9133 (Abbate) / S.8685 (Jackson) – Vetoed memo.103

This bill would require vacancies in the fire alarm dispatcher service in the position of supervising fire alarm dispatcher level II to be filled through competitive promotional examination, with due weight given to seniority, previous training, experience, and performance reviews if available. This bill would also provide that any employee holding a provisional or discretionary appointment in such title shall be given the opportunity to participate in such examination.

III. BENEFITS FOR UNIFORMED PERSONNEL

During this legislative session year, the Committee has advanced legislation seeking to provide and extend eligibility for disability benefits to certain uniformed members and provide financial stability to injured members and their families. The following are such noteworthy pieces of legislation.

A.10190 (Joyner) / S.9056 (Gounardes) – Chapter 528

This law applies a three percent cost-of-living increase to the salary used in the computation of the special accidental death benefit paid to the beneficiary or beneficiaries of deceased uniformed members of the New York City Employees' Retirement System or the New York State and Local Employees' Retirement System for deaths occurring before 2022.

A.4084-C (Abbate) / S.1889-C (Skoufis) – Chapter 719

This law provides employees of the Division of Homeland Security in the fire protection specialist title series with a performance of duty disability retirement benefit in the case that an employee is incapacitated for the performance of duty as a result of an injury sustained in the performance and discharge of duties. This bill would further provide that any disease or impairment of the heart sustained by such employees shall be presumed to have been sustained in the line of duty.

A.10022 (Abbate) / S.9119 (Gounardes) – Chapter 783

This law extends, until December 31, 2024, provisions of law providing that the beneficiaries of public employees who die due to COVID-19 after reporting to work shall receive the special accidental death benefit.

A.4607-B (Abbate) / S.8558-A (Gounardes) – Vetoed memo.112

This bill would provide any member 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 heart shall have been the result of an accident incurred in the performance of duty.

A.9738 (Abbate) / S.8584 (Jackson) – Vetoed memo.117

This bill would allow the beneficiaries of fire marshals employed by Nassau County who die when eligible for a service retirement benefit to elect to receive, in a lump sum, an amount equal to the pension reserve that would have been established had the member retired from service on the date of his or her death, or the death benefit plus the reserve-for-increased-take-home-pay, if any, whichever is greater.

A.6365-A (Abbate) / S.8399 (Jackson) – Vetoed memo.131

This bill would provide that uniformed court officers and peace officers employed by the Unified Court System shall be eligible for an accidental disability retirement benefit when injured as the result of physical assault by an assailant suffered while in service.

A.9666 (Abbate) / S.8559 (Gounardes) – Vetoed memo.135

This bill would establish an optional accidental disability retirement benefit for deputy sheriffs equal to three-quarters of his or her final average salary. Public employers who employ deputy sheriffs would be able to elect to offer this benefit to employees.

A.4454-B (Abbate) / S.8557-A (Gounardes) – Passed Assembly

This bill would provide any member 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.

IV. PENSION & CIVIL SERVICE LEGISLATION FOR INDIVIDUALS

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

A.9784 (Ashby) / S.8454 (Stec) – Chapter 535

This law authorizes Kimberly A. Cooney, a part-time police officer employed by the Village of Cambridge, to take the competitive civil service examination for the position of police officer and, contingent upon her examination score, be placed on the eligible list for appointment as a full-time officer to such title.

A.10399 (Barclay) / S.8951 (Ritchie) – Chapter 540

This bill authorizes Donald Quehl, a part-time police officer employed by the Village of Pulaski, to take the competitive civil service examination for the position of police officer and, contingent upon his examination score, be placed on the eligible list for appointment as a full-time officer to such title.

A.10170 (Buttenschon) / S.8974 (Griffo) – Chapter 541

This law authorizes Jeffrey Chase, a part-time police officer employed by the Village of New York Mills, to take the competitive civil service examination for the position of police officer and, contingent upon his examination score, be placed on the eligible list for appointment as a full-time officer to such title.

A.9353 (Hawley) / S.3722-A (Ortt) – Chapter 607

This law authorizes Orleans County to offer membership in the optional twenty-year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Kevin Colonna, a deputy sheriff employed by such county, and transfer all service credit earned in his current retirement plan to the twenty-year plan.

A.9437 (Lupardo) / S.8443 (Akshar) – Chapter 609

This law authorizes Broome County to offer membership in the optional twenty-year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Joshua Quinn, a deputy sheriff employed by such county, and transfer all service credit earned in his current retirement plan to the twenty-year plan.

A.9517 (Jones) / S.8505 (Stec) – Chapter 610

This law authorizes the city of Plattsburgh to offer participation in the optional twenty-year retirement plan for police officers and firefighters to Nicholas Moore, Joshua Golden, and Nathan Kasprzak, police officers employed by the city.

A.10231 (Jones) / S.9141 (Stec) – Chapter 616

This law authorizes Clinton County to offer membership in the optional twenty-five year retirement plan for sheriffs, undersheriffs and deputy sheriffs to Timothy Schwartz and Ian Vanier, deputy sheriffs employed by such county, and transfer all service credit earned in their current retirement plans to the twenty-five year plan.

A.9690 (Gunther) / S.8676 (Martucci) – Chapter 756

This law grants Mark Pavlak, a tier 6 member of the New York State Employees' Retirement System, retroactive tier 4 membership with a starting date of July 6, 2007.

A.10218 (Jones) / S.9026 (Stec) – Chapter 761

This law grants Kimberly Kinblom retroactive tier 4 status in the New York State and Local Employees' Retirement System with a starting date of June 28, 2004.

A.7078-A (Simpson) / S.6058-A (Stec) – Chapter 769

This law deems an application for conversion of service or disability retirement to accidental death benefits filed late by Shari Raymond, the beneficiary of Stephen L. Raymond, a participant in World Trade Center Rescue, Recovery, and Cleanup Operations, as timely filed.

A.6164-A (Manktelow) / S.4686-A (Helming) – Vetoed memo.165

This bill would grant Justin Whitmore, a tier 6 member of the New York State and Local Police and Fire Retirement System, retroactive tier 2 membership with a starting date of July 7, 2007.

APPENDIX A

2022 SUMMARY SHEET

SUMMARY OF ACTION ON ALL BILLS
REFERRED TO THE COMMITTEE ON
GOVERNMENTAL EMPLOYEES

TOTAL NUMBER OF COMMITTEE MEETINGS HELD 6

<u>FINAL ACTION</u>	<u>ASSEMBLY BILLS</u>	<u>SENATE BILLS</u>	<u>TOTAL BILLS</u>
BILLS REPORTED FAVORABLE TO:			
CODES	0	0	0
JUDICIARY	0	0	0
WAYS AND MEANS	50	0	50
RULES	6	0	6
FLOOR	6	0	6
TOTAL	62	0	62
COMMITTEE ACTION			
HELD FOR CONSIDERATION	29	0	29
DEFEATED	0	0	0
ENACTING CLAUSE STRICKEN	15	0	15
REMAINING IN COMMITTEE	211	18	229
BILLS REFERENCE CHANGED TO:			
GOVERNMENTAL OPERATIONS			2
WAYS AND MEANS			9
TOTAL	11	0	11

APPENDIX B

ALL BILLS PASSED BY THE ASSEMBLY IN 2022

Bill Number	Legislative Summary	Legislative Status
A.1871 (Dinowitz) / S.907-A (Sanders)	Grants public employees an annual leave of absence of up to four hours without the loss of compensation to donate blood.	Chapter 530
A.4084-C (Abbate) / S.1889-C (Skoufis)	Provides employees of the Division of Homeland Security in the fire protection specialist title series with a performance of duty disability retirement benefit in the case that an employee is incapacitated for the performance of duty as a result of an injury sustained in the performance and discharge of duties. Further provides that any disease or impairment of the heart sustained by such employees shall be presumed to have been sustained in the line of duty.	Chapter 719
A.4454-B (Abbate) / S.8557-A (Gouardes)	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.4460-A (Abbate) / S.8959 (Savino)	Would allow certain members of the State University Optional Retirement Plan to transfer to the New York State and Local Employees' Retirement System and be eligible to purchase credit in such system for service rendered while a member of the Optional Retirement Plan.	Vetoed memo.137
A.4607-B (Abbate) / S.8558-A (Gouardes)	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 heart shall have been the result of an accident incurred in the performance of duty.	Vetoed memo.112
A.5278-B (Barrett) / S.6022-B (Hoylman)	Expands eligibility for receiving up to three years of credit in a public retirement system of the state for military service to veterans with a diagnosis of post-traumatic stress disorder, traumatic brain injury, or an experience of military sexual trauma who have received	Chapter 585

	a discharge other than bad conduct or dishonorable, and to discharged LGBT veterans.	
A.6164-A (Manktelow) / S.4686-A (Helming)	Would grant Justin Whitmore, a tier 6 member of the New York State and Local Police and Fire Retirement System, retroactive tier 2 membership with a starting date of July 7, 2007.	Vetoed memo.165
A.6365-A (Abbate) / S.8399 (Jackson)	Would provide that uniformed court officers and peace officers employed by the unified court system shall be eligible for an accidental disability retirement benefit when injured as the result of physical assault by an assailant suffered while in service.	Vetoed memo.131
A.7004-A (Abbate) / S.6093-A (Gounardes)	Would provide that members of the New York State Police and Fire Retirement System who incur any illness of the heart resulting in disability or death with the presumption that such illness is the natural and proximate result of an accident that occurred in the performance and discharge of duty, and clarifies that a member subject to such a presumption shall not be required to prove that an accident occurred.	Vetoed memo.123
A.7078-A (Simpson) / S.6058-A (Stec)	Deems an application for conversion of service or disability retirement to accidental death benefits filed late by Shari Raymond, the beneficiary of Stephen L. Raymond, a participant in World Trade Center Rescue, Recovery, and Cleanup Operations, as timely filed.	Chapter 769
A.7184-A (Burke) / S.9296 (Ryan)	Would permit retired members of the New York State Teachers' Retirement System who return to public service and suspend their retirement allowance to elect, after two years of reemployment, to combine the service credit earned prior to retirement with service credit earned after restoration of public employment.	Vetoed memo.138
A.7383-A (Abbate) / S.5557-A (Mayer)	Would authorize a police officer employed or formerly employed by the New York City Department of Environmental Protection Division of Law Enforcement who has transferred membership from the New York City Employees' Retirement System to the New York State Police and Fire Retirement System to purchase and receive service credit in service-based police and fire retirement plans for such New York City service.	Vetoed memo.146
A.7436-A (Abbate) / S.6617-A (Gounardes)	Directs the New York State Comptroller to cause the net salary of state employees hired on or after January 1, 2023, to be deposited directly into a bank account authorized by the employee for such purpose.	Chapter 442
A.7730-A (Abbate) / S.6619-B (Gounardes)	Delays reduction of the ordinary death benefit paid to beneficiaries of a tier 1, 2, 3, 4, or 5 member of the New York State and Local Retirement System or the New	Chapter 720

	York State Teachers' Retirement System until such member reaches age 62, or age 63 for a Tier 6 member.	
A.7873-A (Abbate) / S.6985-B (Gounardes)	Would amend the twenty-five year/age fifty retirement program for automotive members to provide for early payment of a deferred vested benefit to automotive members who are not New York City revised plan members.	Vetoed memo.128
A.7914-C (Abbate) / S.7162-C (Cooney)	Would allow members of the twenty-year retirement plan for state police with at least five years of credited service to receive full service credit in such retirement plan for up to three years of unpaid or reduced pay family leave if the employee returned to service with the state police after the end of such leave.	Vetoed memo.114
A.7962-A (Abbate) / S.6988-B (Gounardes)	Would establish a twenty-five year retirement plan for members of the New York City Employees' Retirement System employed by New York City or the New York City Fire Department in titles whose duties are those of a fire protection inspector and for those who are supervisors of such employees.	Vetoed memo.129
A.7971-A (Abbate) / S.6981-B (Gounardes)	Would exempt members holding titles in the physically taxing category under the New York City age fifty-seven/twenty-five year retirement plan who are unable to retire at fifty-seven years old with twenty-five years of credited service from the additional member contributions requirement, and would issue a refund to such members of all additional contributions they made to the retirement system.	Vetoed memo.127
A.8599-A (Epstein) / S.7662-A (Hoylman)	Requires the Department of Civil Service to make publicly available on its website postings for openings in the competitive, non-competitive, and labor classes, examination announcements, test application instructions, and designations of positions that are eligible to be filled by individuals and veterans with disabilities pursuant to the state's 55-b and 55-c programs.	Chapter 402
A.8737 (Aubry) / S.7711 (Parker)	Amends Chapter 615 of the Laws of 2021 directing the president of the Civil Service Commission to study and publish annual reports related to diversity within executive agencies, authorities, boards, bureaus, commissions, departments, and divisions under executive control no later than July first of each year.	Chapter 150
A.8767 (Reyes) / S.7695 (Sepulveda)	Amends Chapter 624 of the Laws of 2021 directing the president of the Civil Service Commission to conduct a study of the state civil service examination process to identify current resources and methodologies and provide	Chapter 144

	recommendations on ensuring diversity in examination and hiring procedures no later than July 1, 2023.	
A.9133 (Abbate) / S.8685 (Jackson)	Would require that vacancies in the fire alarm dispatcher service in the position of supervising fire alarm dispatcher level II be filled through competitive promotional examination, with due weight given to seniority, previous training, experience, and performance reviews if available, and that any employee holding a provisional or discretionary appointment in such title shall be given the opportunity to participate in such examination.	Vetoed memo.103
A.9325 (Abbate) / S.8477 (Jackson)	Would establish a twenty-year retirement plan for employees of the Department of Environmental Conservation who are non-seasonally appointed members and officers of division of law enforcement, forest rangers, regional state park police, and university police officers.	Vetoed memo.133
A.9353-A (Hawley) / S.3722-A (Ortt)	Authorizes Orleans County to offer membership in the optional twenty-year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Kevin Colonna, a deputy sheriff employed by such county, and transfer all service credit earned in his current retirement plan to the twenty-year plan.	Chapter 607
A.9372 (Abbate) / S.8282 (Jackson)	Sets permanently into law provisions of the Civil Service Law that allow a party filing an improper practice charge against an employer to petition the Public Employment Relations Board or the New York City Board of Collective Bargaining for injunctive relief pending the board's decision.	Chapter 713
A.9375 (Hawley) / S.3723-A (Ortt)	Authorizes Orleans County to offer membership in the optional twenty-year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Ryan Flaherty, a deputy sheriff employed by such county, and transfer all service credit earned in his current retirement plan to the twenty-year plan.	Chapter 608
A.9437 (Lupardo) / S.8443 (Akshar)	Authorizes Broome County to offer membership in the optional twenty-year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Joshua Quinn, a deputy sheriff employed by such county, and transfer all service credit earned in his current retirement plan to the twenty-year plan.	Chapter 609
A.9440 (Jensen) / S.8682 (Cooney)	Would authorize Monroe County to make the benefits of the optional twenty-five year retirement plan for certain sheriffs, undersheriffs, deputy sheriffs and correction officers available to deputy sheriffs-civil employed by the county, provided that the county adopts a resolution	Vetoed memo.136

	extending the retirement plan to such employees on or before December 31, 2023.	
A.9513 (Fall) / S.8529 (Gounardes)	Extends provisions of law granting public and private employees four hours of leave to receive the coronavirus vaccine, to expire December 31, 2023.	Chapter 234
A.9517 (Jones) / S.8505 (Stec)	Authorizes the city of Plattsburgh to offer participation in the optional twenty-year retirement plan for police officers and firefighters to Nicholas Moore, Joshua Golden, and Nathan Kasprzak, police officers employed by such city.	Chapter 610
A.9581 (Abbate) / S.8401 (Gounardes)	Would provide that employers who, prior to the implementation of tier 6 of the pension system, had elected to offer employees in the New York State Police and Fire Retirement System a one-year final average salary calculation may offer the same benefit to tier 6 employees.	Vetoed memo.116
A.9584 (Abbate)	Would authorize the transfer of employees holding titles designated to be filled by noncompetitive appointment of individuals and veterans with disabilities pursuant to the State's 55-b and 55-c programs into other titles with such designation in the same or lower salary grade, provided that an applicant meets the minimum qualifications for the position to which transfer is sought.	Passed Assembly
A.9620 (Abbate) / S.8644 (Savino)	Would provide for the automatic enrollment of New York City employees eligible to join the New York City Board of Education Retirement System.	Vetoed memo.45
A.9623 (Abbate) S.8655 (Gounardes)	Would establish a twenty-year retirement plan for tier 4 members of the New York City Employees' Retirement System who are employed by the Triborough Bridge and Tunnel Authority as a bridge and tunnel officer, sergeant, or lieutenant in a non-managerial position.	Passed Assembly
A.9666 (Abbate) / S.8559 (Gounardes)	Would establish an accidental disability retirement benefit for deputy sheriffs equal to three-quarters of his or her final average salary.	Vetoed memo.135
A.9668-A (Abbate) / S.8532-A (Jackson)	Increases the limit on how much of a retirement fund's assets may be invested in assets not expressly authorized by law from 25% to 35% of the system's funds.	Chapter 775
A.9690 (Gunther) / S.8676 (Martucci)	Grants Mark Pavlak, a tier 6 member of the New York State Employees' Retirement System, retroactive tier 4 membership with a starting date of July 6, 2007.	Chapter 756
A.9738 (Abbate) / S.8584 (Jackson)	Would allow the beneficiaries of fire marshals employed by Nassau County who die when eligible for a service retirement benefit to elect to receive, in a lump sum, an	Vetoed memo.117

	amount equal to the pension reserve that would have been established had the member retired from service on the date of his or her death, or the death benefit plus the reserve-for-increased-take-home-pay, whichever is greater.	
A.9784 (Ashby) / S.8454 (Stec)	Authorizes Kimberly A. Cooney, a part-time police officer employed by the Village of Cambridge, to take the competitive civil service examination for the position of police officer and, contingent upon her examination score, be placed on the eligible list for appointment as a full-time officer to such title.	Chapter 535
A.9882-A (Stirpe) / S.8654-A (Savino)	Would expand eligibility for participation in the Secure Choice Savings Program to individuals who are at least eighteen years of age and have had taxable income in the last calendar year and who are not employed by an eligible employer who would enroll such employee on his or her behalf.	Vetoed memo.118
A.9922-A (Abbate) / S.9370 (Jackson)	Provides that the Workers' Compensation Board shall accept certifications of the Centers for Disease Control and Prevention World Trade Center Health Program as presumptive evidence of causation of certified World Trade Center related illness and creates a two-year period during which applicants whose claims were denied prior to the effective date of this chapter may refile such claims.	Chapter 559
A.10022 (Abbate) / S.9119 (Gounardes)	Extends, until December 31, 2024, provisions of law providing that the beneficiaries of public employees who die due to COVID-19 after reporting to work shall receive the special accidental death benefit.	Chapter 783
A.10029 (Abbate) / S.6980-B (Gounardes)	Would allow members of the New York City Fire Department Pension Fund to obtain service credit for service rendered while a member of the New York City Employees' Retirement system as an emergency medical technician immediately preceding the start of fire service, provided such member pays or transfers all member contributions made to the Employees' Retirement System and interest thereon to the Fire Department Pension Fund.	Vetoed memo.126
A.10170 (Buttenschon) / S.8974 (Griffo)	Authorizes Jeffrey Chase, a part-time police officer employed by the Village of New York Mills, to take the competitive civil service examination for the position of police officer and, contingent upon his examination score, be placed on the eligible list for appointment as a full-time officer to such title.	Chapter 541

A.10189 (Magnarelli) / S.9102 (Mannion)	Would direct the president of the Department of Civil Service to conduct a study of airport-related titles in the civil service of the state.	Vetoed memo.66
A.10190 (Joyner) / S.9056 (Gounardes)	Extends to the 2022 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 Employees Retirement System.	Chapter 528
A.10218 (Jones) / S.9026 (Stec)	Grants Kimberly Kinblom retroactive tier 4 status in the New York State and Local Employees' Retirement System with a starting date of June 28, 2004.	Chapter 761
A.10231 (Jones) / S.9141 (Stec)	Authorizes Clinton County to offer membership in the optional twenty-five year retirement plan for sheriffs, undersheriffs, and deputy sheriffs to Timothy Schwartz and Ian Vanier, deputy sheriffs employed by such county, and transfer all service credit earned in their current retirement plans to the twenty-five year plan.	Chapter 616
A.10399 (Barclay) / S.8951 (Ritchie)	Authorizes Donald Quehl, a part-time police officer employed by the Village of Pulaski, to take the competitive civil service examination for the position of police officer and, contingent upon his examination score, be placed on the eligible list for appointment as a full-time officer to such title.	Chapter 540
A.10416 (Niou) / S.9294-A (Gounardes)	Extends the deadline by which a participant in World Trade Center Rescue, Recovery, and Cleanup Operations may file a notice of participation with the Workers' Compensation Board and a public retirement system of the state to September 11, 2026, and allows participants who were disabled as a result of such participation between September 11, 2017, and September 11, 2021, and whose claims were disallowed, to have their claims reconsidered by the Workers' Compensation Board.	Chapter 561
A.10422 (Abbate) / S.9368 (Jackson)	Would provide deputy sheriffs employed by Nassau County with an accidental disability retirement benefit of 75% of final average salary.	Passed Assembly
A.10425 (Abbate) / S.9347 (Jackson)	Would provide that whenever a collective bargaining agreement between an employer and employee organization refers to health insurance benefits for retirees, extrinsic evidence shall be permissible and courts or other forums may consider such evidence to determine if the parties subject to the agreement intended for such health insurance benefits to vest on retirees for life.	Vetoed memo.91