

By Legislators Dondorfer and Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2023

EXTENDING PROVISIONS OF SECTION 89-P OF NEW YORK STATE RETIREMENT AND SOCIAL SECURITY LAW TO MEMBERS EMPLOYED AS DEPUTY SHERIFF-CIVIL IN COUNTY OF MONROE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Section 89-x of the New York State Retirement and Social Security Law, the Monroe County Legislature hereby authorizes the extension of the provisions of Section 89-p of the New York State Retirement and Social Security Law to those members employed as deputy sheriff-civil in Monroe County.

Section 2. Funding for this action is included in the 2023 operating budget of the Sheriff's Office, general fund 9001, funds center 3802010000, Civil Bureau, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0267

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

August 4, 2023

OFFICIAL FILE COPY	
No.	<u>230207</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PUBLIC SAFETY	-L
WAYS & MEANS	

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Extension of Provisions of Section 89-p of the New York State Retirement and Social Security Law to Members Employed as Deputy Sheriff-Civil in the County of Monroe

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

On April 11, 2023, Your Honorable Body adopted Resolutions 129 and 130 of 2023 requesting that the New York State Legislature enact legislation to amend the New York State Retirement and Social Security Law to change the retirement classification for deputy sheriffs-civil to allow for their retirement after twenty-five years of creditable service.

In response to Resolutions 129 and 130, the New York State Legislature enacted and Governor Kathy Hochul signed into law Section 89-x of the New York State Retirement and Social Security Law entitled "Retirement of deputy sheriffs-civil in Monroe county." The new State law became effective May 3, 2023 and will allow for the change in retirement classification for deputy sheriffs-civil in Monroe County under Section 89-p of the Retirement and Social Security Law and permit their retirement after twenty-five years of creditable service.

Section 89-x of the New York State Retirement and Social Security Law authorizes Monroe County to adopt a resolution on or before December 31, 2024 to extend the provisions of Section 89-p to members employed as deputy sheriff-civil.

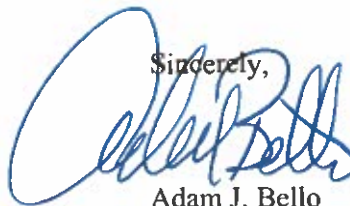
The New York State and Local Retirement System estimates that the extension of the provisions of Section 89-p to members employed as deputy sheriff-civil will increase Monroe County's annual contribution to New York State for fiscal year ending March 31, 2024 by approximately \$24,000 and cause Monroe County to incur a past service cost of approximately \$147,000. In future years, the annual contributions will vary as the billing rates and salary of the affected members change.

The specific legislative action required is pursuant to Section 89-x of the New York State Retirement and Social Security Law, authorize the extension of the provisions of Section 89-p of the New York State Retirement and Social Security Law to those members employed as deputy sheriff-civil in Monroe County.

This is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this action is included in the 2023 operating budget of the Sheriff's Office, fund 9001, funds center 3802010000, Civil Bureau, and will be requested in future years' budgets. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive