

**S913 KRUEGER** No Same as

ON FILE: 01/07/11 New York City Administrative Code

TITLE....Provides that the domestic partner of a deceased member of the police department and fire department in the city of New York shall be entitled to health insurance

01/05/11 REFERRED TO CITIES

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**KRUEGER**

Amd S12-126, NYC Ad Cd

Provides that when a retired member of the fire or police department in the city of New York dies and is enrolled in a health insurance plan, the surviving spouse or eligible domestic partner, until he or she dies, shall be afforded the right to such health insurance coverage; such plans include premerger retirees who were police officers employed by the New York city housing authority or the New York city transit authority.

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**STATE OF NEW YORK**

913

2011-2012 Regular Sessions

**IN SENATE**(Prefiled)

January 5, 2011

Introduced by Sen. KRUEGER -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to health insurance coverage for surviving domestic partners of members of the police department and the fire department who are enrolled in a health insurance plan

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

1 Section 1. Subparagraphs (ii) and (iii) of paragraph 2 of subdivision  
2 b of section 12-126 of the administrative code of the city of New York,  
3 as amended by chapter 430 of the laws of 2010, are amended to read as  
4 follows:  
5 (ii) Where a retired member of the fire department dies and is  
6 enrolled in a health insurance plan, the surviving spouse or eligible  
7 domestic partner shall be afforded the right to such health insurance  
8 coverage and health insurance coverage which is predicated on the  
9 insured's enrollment in the hospital and medical program for the aged  
10 and disabled under the social security act as is provided for retirees  
11 and their dependents as set forth in subparagraph (i) of this paragraph,  
12 provided such surviving spouse or eligible domestic partner pays one  
13 hundred two percent of the group rate for such coverage, with two  
14 percent intended to cover administrative costs incurred, provided such  
15 spouse or partner elects such health insurance coverage within one year  
16 of the death of his or her spouse or partner. For purposes of this  
17 subparagraph, "retired member of the fire department" shall include  
18 persons who, immediately prior to retirement, were employed by the fire  
19 department of the city of New York in a title whose duties are those of  
20 an emergency medical technician or advanced emergency medical technician  
21 (as those terms are defined in section three thousand one of the public  
22 health law), or whose duties required the direct supervision of employ-

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

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1 ees whose duties are those of an emergency medical technician or  
2 advanced emergency medical technician (as those terms are defined in  
3 section three thousand one of the public health law).

4 (iii) Where a retired member of the police department, including  
5 premerger retirees who were police officers employed by the New York  
6 city housing authority or the New York city transit authority, dies and  
7 is enrolled in a health insurance plan, the surviving spouse or eligible  
8 domestic partner shall be afforded the right to such health insurance  
9 coverage and health insurance coverage which is predicated on the  
10 insured's enrollment in the hospital and medical program for the aged  
11 and disabled under the social security act as is provided for retirees  
12 and their dependents as set forth in subparagraph (i) of this paragraph,  
13 provided such surviving spouse or eligible domestic partner pays one  
14 hundred two percent of the group rate for such coverage, with two  
15 percent intended to cover administrative costs incurred, provided such  
16 spouse or partner elects such health insurance coverage within one year  
17 of the death of his or her spouse or partner.

18 § 2. This act shall take effect immediately.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S913

SPONSOR: KRUEGER

TITLE OF BILL:

An act to amend the administrative code of the city of New York, in relation to health insurance coverage for surviving domestic partners of members of the police department and the fire department who are enrolled in a health insurance plan

PURPOSE:

To allow the spouses of deceased retired New York city police officers to continue their health insurance coverage.

SUMMARY OF PROVISIONS:

This bill would provide that the surviving spouse or eligible domestic partner of a retired member of the New York city police Department will be permitted to continue to be covered by health insurance. This bill would include the surviving spouse of a police officer who retired from the New York city Housing and Transit Authorities prior to the merger of those police departments with the New York City police Department.

EFFECTS:

Eligibility for health insurance ceases upon the death of the retiree and the surviving spouse or eligible domestic partner is not entitled to further coverage. This bill provides for that additional coverage.

JUSTIFICATION:

The loss of medical insurance to retired individuals is one of the most devastating occurrences, leaving those people in sometimes desperate straits. This bill allows the surviving spouses of deceased New York City police officers to retain such coverage.

PRIOR LEGISLATIVE HISTORY:

1999-08 Referred to cities

EFFECTIVE DATE:

This act shall take effect immediately.

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