



Legislation Details (With Text)

**File #:** Res 0480-2004      **Version:** \*      **Name:** Revise the State Retirement and Social Security Law  
**Type:** Resolution      **Status:** Filed  
**In control:** Committee on Civil Service and Labor

**On agenda:** 7/21/2004

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**Title:** Resolution calling upon the New York State Legislature to revise the State Retirement and Social Security law to ensure that all State and City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their State or City employment will be prohibited from collecting the publicly funded portion of their pension, or, alternatively, to grant the City the authority to enact legislation prohibiting City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their City employment from collecting the publicly funded portion of their pension.

**Sponsors:** David Yassky, Gifford Miller, Tony Avella, Lewis A. Fidler, John C. Liu, Christine C. Quinn, Philip Reed, Joel Rivera, Kendall Stewart, James S. Oddo, Leroy G. Comrie, Jr., Alan J. Gerson, Melinda R. Katz, David I. Weprin, Joseph P. Addabbo, Jr., Gale A. Brewer, James F. Gennaro, Michael C. Nelson, Annabel Palma, Larry B. Seabrook

**Indexes:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/21/2004	*	City Council	Introduced by Council	
7/21/2004	*	City Council	Referred to Comm by Council	
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Res. No. 480

Resolution calling upon the New York State Legislature to revise the State Retirement and Social Security law to ensure that all State and City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their State or City employment will be prohibited from collecting the publicly funded portion of their pension, or, alternatively, to grant the City the authority to enact legislation prohibiting City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their City employment from collecting the publicly funded portion of their pension.

By Council Member Yassky, The Speaker (Council Member Miller) and Council Members Avella, Fidler, Liu, Quinn, Reed, Rivera, Stewart, Oddo, Comrie, Gerson, Katz, and Weprin

Whereas, State and City elected officials, judges and agency heads who abuse their office or position have damaged the public trust and therefore should not be entitled to receive a retirement allowance; and

Whereas, If members of a public retirement system are convicted of or plead guilty to a criminal offense relating to their

performance or failure to perform official duties and responsibilities, such members should forfeit their rights to the publicly funded portion of their retirement benefits; and

Whereas, Pension forfeiture for criminal conduct is necessary to preserve the trust placed in public servants, to promote public confidence in government and to protect the integrity of government decision-making; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Legislature to revise the State Retirement and Social Security law to ensure that all State and City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their State or City employment will be prohibited from collecting the publicly funded portion of their pension, or, alternatively, to grant the City the authority to enact legislation prohibiting City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their City employment from collecting the publicly funded portion of their pension.

THC - 5/12/04