

**HOME RULE MESSAGE REQUESTING THE STATE OF  
NEW YORK TO PROVIDE THE RIGHTS AND DUTIES  
ACCORDED A CORRECTION OFFICER WHO IS INJURED  
AND DIES IN THE LINE OF DUTY TO ANDREW REISTER  
(A.8745, S.5792)**

**WHEREAS**, on August 7, 2008, Andrew Reister, a Suffolk County Corrections officer, was injured and died while he was acting according to his training as a peace officer in the State of New York and in the best interests of the public safety; and

**WHEREAS**, Suffolk County would like to recognize Andrew Reister and provide him with the rights and duties of a peace officer having been injured and died while acting in the performance of his duties if the personal representative of Mr. Reister files an application for disability benefits and an option election form in a timely manner following the enactment of the State legislation; and

**WHEREAS**, such recognition for Andrew Reister will cost the County an estimated one time payment of four hundred thirty two thousand dollars (\$432,000.00); now, therefore, be it

**1st RESOLVED**, that this Legislature hereby requests that the New York State Legislature enact Assembly Bill A.8745 and Senate Bill S.5782, for the purpose of granting Andrew Reister the rights and duties accorded to a corrections officer having been injured and died while acting in the performance of his duties as a peace officer, with the costs of such status to be borne by the County of Suffolk as long as a personal representative of Andrew Reister shall file an application for disability benefit and an option election form on or after the effective date of the State legislation; and be it further

**2nd RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor David A. Paterson; to the Majority Leader of the New York State Senate Majority Leader; to the Speaker of the New York State Assembly Sheldon Silver; to the Minority Leaders of the New York State Senate and the New York State Assembly; and to each member of the Long Island delegation to the New York State Legislature.

DATED: June 9, 2009



Monday, June 8, 2009

## Summary - A08745

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### A08745 Summary:

BILL NO      A08745  
SAME AS      Same as Uni. S 5792  
SPONSOR      Thiele  
COSPNSR  
MLTSPNSR

Provides the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister.

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### A08745 Actions:

BILL NO      A08745  
06/05/2009 referred to governmental employees

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### A08745 Votes:

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### A08745 Memo:

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Monday, June 8, 2009

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S T A T E   O F   N E W   Y O R K

S. 5792

A. 8745

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

June 5, 2009

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Governmental Employees

AN ACT in relation to providing the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The legislature finds and determines that on August 7, 2008  
2 in the town of Southampton, county of Suffolk, Suffolk county correction  
3 officer Andrew Reister was injured and died as a result of an accident  
4 while he was acting according to his training as a peace officer in the  
5 state of New York and in the best interests of the public safety of the  
6 people of this state.

7 S 2. Notwithstanding any other provision of law, Suffolk county  
8 correction officer Andrew Reister shall be deemed to have been injured  
9 and died while acting in the performance of his duties as a Suffolk  
10 county correction officer and shall be entitled to all of the rights and  
11 benefits accorded such an officer who is injured and dies in the line of  
12 duty.

13 S 3. An application for a disability benefit and an option election  
14 form may be filed by the personal representative of Andrew Reister on or  
15 after the effective date of this act and such application shall be  
16 deemed to have been timely filed.

17 S 4. Any costs associated with this act shall be borne by the county  
18 of Suffolk.

19 S 5. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50: This bill would deem deceased correction officer Andrew Reister to have been

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

S. 5792

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LBD11187-04-9

A. 8745

injured and died while acting in the performance of his duties as a Suffolk County correction officer. In addition it will authorize a representative to file an application for a disability benefit and an option election form which will be deemed to have been filed in a timely manner.

If this bill is enacted there will be an immediate past service cost of approximately \$432,000 which will be borne by Suffolk County as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2010.

This estimate, dated May 18, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-253, prepared by the Actuary for the New York State and Local Employees Retirement System.

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Monday, June 8, 2009

## Summary - S05792

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### S05792 Summary:

BILL NO S05792  
SAME AS Same as Uni. A 8745  
SPONSOR LAVALLE  
COSPNSR  
MLTSPNSR

Provides the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister.

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### S05792 Actions:

BILL NO S05792  
06/05/2009 REFERRED TO RULES

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### S05792 Votes:

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### S05792 Memo:

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Monday, June 8, 2009

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S T A T E   O F   N E W   Y O R K

S. 5792

A. 8745

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

June 5, 2009

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S. 5792

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LBD11187-04-9

A. 8745

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Intro. Res. HR16 Res. No.         

June 9, 2009

**Motion:**  
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**  
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**  
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Brian BEEDENBENDER					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Cameron ALDEN					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.				✓	
8	William J. LINDSAY, P.O.	✓				
	Totals	17	1	1	1	1

**MOTION**

Approve  
 \_\_\_ Table: \_\_\_\_\_  
 \_\_\_ Send To Committee  
 \_\_\_ Table Subject To Call  
 \_\_\_ Lay On The Table  
 \_\_\_ Discharge  
 \_\_\_ Take Out of Order  
 \_\_\_ Reconsider  
 \_\_\_ Waive Rule \_\_\_  
 \_\_\_ Override Veto  
 \_\_\_ Close  
 \_\_\_ Recess

APPROVED  FAILED \_\_\_  
 No Motion \_\_\_ No Second \_\_\_

**RESOLUTION DECLARED**

ADOPTED  
 \_\_\_ NOT ADOPTED

Tim Laube  
 Tim Laube, Clerk of the Legislature

Roll Call \_\_\_ Voice Vote