

**WITHDRAWN AS OF 8/7/2012**

Home Rule Message No. 13-2012  
Introduced by Legislators Barraga, Browning and Horsley

Laid on Table 6/5/2012

**HOME RULE MESSAGE REQUESTING THE STATE OF  
NEW YORK TO ENACT AMENDMENT TO THE  
RETIREMENT AND SOCIAL SECURITY LAW, IN RELATION  
TO PERFORMANCE OF DUTY DISABILITY RETIREMENT  
ALLOWANCE FOR DEPUTY SHERIFFS EMPLOYED BY  
SUFFOLK COUNTY**

**WHEREAS**, Section 607-c of New York Retirement and Social Security Law currently allows deputy sheriffs to receive a three-quarters disability pension only if they become physically or mentally incapacitated as a result of an act of an inmate or any person confined in a correctional institution; and

**WHEREAS**, Suffolk County Deputy Sheriffs are sworn police officers under New York State Criminal Procedure Law; and

**WHEREAS**, Suffolk County Deputy Sheriffs perform a vast array of police functions while on duty; such responsibilities include, but are not limited to, civil enforcement, domestic violence, warrant squad, highway enforcement and the marine and aviation bureaus; and

**WHEREAS**, deputy sheriffs should be entitled to receive the same disability benefits for injuries sustained in the performance of duty as afforded to all other police officers in New York State; now, therefore be it

**1st RESOLVED**, that this Legislature hereby requests the State of New York to enact Senate Bill No. S.7258 and Assembly Bill No. A.9896 to amend the Retirement and Social Security Law in relation to the performance of duty disability retirement allowance for deputy sheriffs employed by Suffolk County; and be it further

**2nd RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor Andrew M. Cuomo; to the Majority Leader of the New York State Senate Dean Skelos; 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 5, 2012