



MEMO OF SUPPORT

[A5469 \(Englebright\)/ S190 \(Kaplan\)](#)

Clarifies that names of state retirees receiving public pensions are subject to FOIL disclosure

August 9, 2022

TITLE OF BILL

An act to amend the public officers law, in relation to defining the terms "retiree" and "beneficiary" within the freedom of information law.

SUMMARY OF PROVISIONS

Section 1 adds new subdivisions 10 and 11 to Public Officers Law Section 86 to define "retiree" and "beneficiary."

Section 2 amends POL Section 89(7) to clarify that the names of members or retirees of public retirement systems are subject to disclosure under the Freedom of Information Law (FOIL).

Section 3 provides that the bill takes effect immediately.

STATEMENT OF SUPPORT

Reinvent Albany supports this bill because it will ensure greater transparency of the state's public pension system, which disburses billions of dollars in retirement payments every year.

In 2014, the Court of Appeals ruled unanimously that the names of state retirees receiving public pensions are subject to FOIL. This bill simply aligns state law with state court jurisprudence.

We thank the Governor for signing the bill.