

2009-2010 Regular Sessions

I N   S E N A T E

(PREFILED)

January 7, 2009

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Introduced by Sen. ROBACH -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the civil service law, in relation to the application of veteran's credits to civil service examinations

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

1     Section 1.     Subdivision 3 of section 85 of the civil service law, as  
2     added by chapter 790 of the laws of 1958, is amended to read as follows:  
3     3. Application for additional credit; proof of eligibility; establish-  
4     ment of eligible list. Any candidate, believing himself OR HERSELF enti-  
5     tled to additional credit in a competitive examination as provided  
6     [herein] IN THIS SECTION, may make application for such additional cred-  
7     it at any time between the date of his OR HER application for examina-  
8     tion and the date of the establishment of the resulting eligible list.  
9     Such candidates shall be allowed a period of not less than two months  
10    from the date of the filing of his OR HER application for examination in  
11    which to establish by appropriate documentary proof his OR HER eligibil-  
12    ity to receive additional credit under this section. At any time after  
13    two months have elapsed since the final date for filing applications for  
14    a competitive examination for original appointment or promotion, the  
15    eligible list resulting from such examination may be established,  
16    notwithstanding the fact that a veteran or disabled veteran who has  
17    applied for additional credit has failed to establish his OR HER eligi-  
18    bility to receive such additional credit. A candidate who fails to  
19    establish, by appropriate documentary proof, his OR HER eligibility to  
20    receive additional credit by the time an eligible list is established  
21    shall not thereafter be granted additional credit on such eligible list.  
22    NOTWITHSTANDING THE FOREGOING, BELATED APPLICATION FOR AN ADDITIONAL  
23    CREDIT AS A VETERAN OR DISABLED VETERAN MAY BE MADE BY AN APPLICANT WHO

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

LBD03503-01-9

1 HAS ALREADY BEEN PLACED ON AN ELIGIBLE LIST BUT SUBSEQUENT TO SUCH  
2 PLACEMENT HAS BEEN ORDERED TO ACTIVE MILITARY DUTY, OTHER THAN TRAINING,  
3 TO A COMBAT THEATER OR COMBAT ZONE OF OPERATIONS THAT QUALIFIES SUCH  
4 APPLICANT FOR THE ADDITIONAL CREDIT AS A VETERAN OR DISABLED VETERAN  
5 PROVIDED SUCH LIST HAS NOT EXPIRED AND PROVIDED FURTHER THAT THE APPLI-  
6 CANT MAKES SUCH APPLICATION WITHIN TWO MONTHS AFTER RECEIVING AN HONOR-  
7 ABLE DISCHARGE OR BEING RELEASED UNDER HONORABLE CIRCUMSTANCES.

8 S 2. This act shall take effect immediately and shall apply to eligi-  
9 ble civil service lists in effect as of January 1, 2010.