S T A T E O F N E W Y O R K

3242

2009-2010 Regular Sessions

I N A S S E M B L Y

January 23, 2009

Introduced by M. of A. EDDINGTON, NOLAN -- Multi-Sponsored by -- M. of A. JOHN, SWEENEY -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the labor law, the civil service law and the military law, in relation to informing certain persons upon entry into military service of their rights under the New York state soldiers' and sailors' civil relief act

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

Section 1. The labor law is amended by adding a new section 210-b to read as follows:

S 210-B. INFORMATIONAL OUTLINE OF RIGHTS. 1. THE COMMISSIONER IN CONSULTATION WITH THE ADJUTANT GENERAL, OR HIS OR HER DESIGNEE, SHALL PREPARE AN INFORMATIONAL OUTLINE TO INFORM ALL RESIDENTS OF THIS STATE UPON ENTRY INTO MILITARY SERVICE OF THEIR RIGHTS UNDER THE NEW YORK STATE SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1951, ESTABLISHED IN ARTICLE THIRTEEN OF THE MILITARY LAW.

2. SUCH INFORMATIONAL OUTLINE SHALL BE DISTRIBUTED TO ALL SUCH RESIDENTS IN MILITARY SERVICE AS SUCH TERM IS DEFINED BY SUBDIVISION ONE OF SECTION THREE HUNDRED ONE OF THE MILITARY LAW.

S 2. The civil service law is amended by adding a new section 153 to read as follows:

S 153. INFORMATIONAL OUTLINE OF RIGHTS. 1. THE PRESIDENT OF THE STATE COMMISSION IN CONSULTATION WITH THE ADJUTANT GENERAL, OR HIS OR HER DESIGNEE, SHALL PREPARE AN INFORMATIONAL OUTLINE TO INFORM ALL RESIDENTS OF THIS STATE UPON ENTRY INTO MILITARY SERVICE OF THEIR RIGHTS UNDER THE NEW YORK STATE SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1951, ESTABLISHED IN ARTICLE THIRTEEN OF THE MILITARY LAW.

2. SUCH INFORMATIONAL OUTLINE SHALL BE DISTRIBUTED TO ALL SUCH RESIDENTS IN MILITARY SERVICE AS SUCH TERM IS DEFINED BY SUBDIVISION ONE OF SECTION THREE HUNDRED ONE OF THE MILITARY LAW.

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

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S 3. The military law is amended by adding a new section 301-c to read as follows:

S 301-C. INFORMATIONAL OUTLINE OF RIGHTS. 1. THE ADJUTANT GENERAL IN CONSULTATION WITH THE ATTORNEY GENERAL AND THE CHIEF JUDGE OF THE COURT OF APPEALS, OR THEIR DESIGNEES, SHALL PREPARE AN INFORMATIONAL OUTLINE TO INFORM ALL RESIDENTS OF THIS STATE UPON ENTRY INTO MILITARY SERVICE OF THEIR RIGHTS UNDER THIS ARTICLE.

2. SUCH INFORMATIONAL OUTLINE SHALL BE DISTRIBUTED TO ALL SUCH RESIDENTS IN MILITARY SERVICE AS SUCH TERM IS DEFINED BY SUBDIVISION ONE OF SECTION THREE HUNDRED ONE OF THIS ARTICLE.

S 4. This act shall take effect immediately; provided, however, that the requirements of subdivision 2 of section 210-b of the labor law as added by section one of this act, subdivision 2 of section 153 of the civil service law as added by section two of this act, and subdivision 2 of section 301-c of the military law as added by section three of this act shall take effect January 1, 2010.