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

1868

2009-2010 Regular Sessions

I N A S S E M B L Y

January 12, 2009

Introduced by M. of A. O'DONNELL -- read once and referred to the Committee on Cities

AN ACT to amend the administrative code of the city of New York, in relation to removing citizenship from the required qualifications of police officers and firefighters

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

Section 1. Subdivision a of section 14-109 of the administrative code of the city of New York, as amended by local law number 23 of the city of New York for the year 1998, is amended to read as follows:

a. Only persons shall be appointed or reappointed to membership in the police force or continue to hold membership therein, who are citizens of the United States and who have never been convicted of a felony, and who can read and write understandably the English language; PROVIDED, HOWEVER, THAT THE CITIZENSHIP REQUIREMENT SHALL BE WAIVED FOR PERSONS WHO HAVE SERVED IN THE ARMED FORCES OF THE UNITED STATES. Skilled officers of experience may be appointed for temporary detective duty who are not residents of the city. Only persons shall be appointed police officers who shall be at the date of THE filing of an application for civil service examination less than thirty-five years of age, except, that every person who, as of the fifteenth day of April 1997, satisfied all other requirements for admission to the New York city police department academy shall be admitted to such academy and shall be eligible for appointment as a police officer, subject to the provisions of the civil service law and any applicable provisions of the charter, notwithstanding that such person was thirty-five years of age or older on the fifteenth day of April 1997. Persons who shall have been members of the force, and shall have been dismissed therefrom, shall not be reappointed. Persons who are appointed as police trainees, after examination in accordance with the civil service law and the rules of the commissioner of citywide administrative services and who have satisfactorily

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

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completed service as such trainees, may likewise be appointed as police officers without further written examination, provided that they shall have passed a medical examination at the end of their required trainee period. Persons appointed as police trainees shall not be considered members of the uniformed force of the department.

S 2. Subdivision a of section 15-103 of the administrative code of the city of New York is amended to read as follows:

a. To qualify for membership in the department a person shall be:

1. A citizen of the United States; PROVIDED, HOWEVER, THAT THE CITIZENSHIP REQUIREMENT SHALL BE WAIVED FOR PERSONS WHO HAVE SERVED IN THE ARMED FORCES OF THE UNITED STATES.

2. Able understandingly to read and write the English language.

3. Shall have passed his or her eighteenth birthday but not his or her twenty-ninth birthday on the date of the filing of his or her application for civil service examination. No person who qualifies under this requirement shall be disqualified from membership in the department because of having passed his or her twenty-ninth birthday subsequent to the filing of his or her application. However no person shall be appointed unless he or she shall have attained his or her twenty-first birthday.

S 3. This act shall take effect on the thirtieth day after it shall have become a law.