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

7170--A

2009-2010 Regular Sessions

I N A S S E M B L Y

March 25, 2009

Introduced by M. of A. ABBATE, WRIGHT, BARRON -- read once and referred to the Committee on Governmental Employees -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the civil service law, in relation to the duration of probationary periods and disciplinary hearings for certain employees in the non-competitive class

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

Section 1. The opening paragraph and paragraph (e) of subdivision 1 of section 75 of the civil service law, the opening paragraph as amended and paragraph (e) as added by chapter 842 of the laws of 1985, are amended and a new paragraph (f) is added to read as follows:

A person described in paragraph (a) or paragraph (b), or paragraph (c), or paragraph (d), or paragraph (e), OR PARAGRAPH (F) of this subdivision shall not be removed or otherwise subjected to any disciplinary penalty provided in this section except for incompetency or misconduct shown after a hearing upon stated charges pursuant to this section.

(e) an employee in the service of a police department within the state of New York holding the position of detective for a period of three continuous years or more; provided, however, that a hearing shall not be required when reduction in rank from said position is based solely on reasons of the economy, consolidation or abolition of functions, curtailment of activities or otherwise[.], OR

(F) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION OR ANY OTHER LAW, RULE OR REGULATION TO THE CONTRARY, AN EMPLOYEE OF THE HEALTH AND HOSPITALS CORPORATION OF THE CITY OF NEW YORK IN A TITLE IN THE NON-COMPETITIVE CLASS WHO HAS COMPLETED AT LEAST ONE YEAR OF CONTINUOUS SERVICE IN HIS OR HER CURRENT TITLE.

S 2. This act shall take effect immediately.

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

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