

7864

2009-2010 Regular Sessions

I N A S S E M B L Y

April 27, 2009

Introduced by M. of A. BACALLES, O'MARA -- read once and referred to the  
Committee on Governmental Employees

AN ACT authorizing the Chemung county/city of Elmira regional civil  
service commission to retroactively appoint and set seniority dates of  
certain employees of the board of cooperative educational services,  
sole supervisory district for Schuyler, Steuben, Chemung, Tioga and  
Allegany counties

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

1 Section 1. Notwithstanding any other inconsistent provision of law,  
2 rule or regulation, Kevin Mark, who was employed by the former board of  
3 cooperative educational services, sole supervisory district for Steuben  
4 and Allegany counties, as a physical therapist from October 31, 1983 to  
5 June 30, 2006 and who is currently employed as a physical therapist by  
6 the board of cooperative educational services, sole supervisory district  
7 for Schuyler, Steuben, Chemung, Tioga and Allegany counties since July  
8 1, 2006 and who, for reasons not ascribable to his own negligence, was  
9 not appointed to a civil service title by the Steuben county department  
10 of personnel effective October 31, 1983, shall have his appointment as a  
11 physical therapist deemed to have been on October 31, 1983 by the  
12 Chemung county/city of Elmira regional civil service commission. Such  
13 employee shall enjoy all rights and protections of the civil service law  
14 as calculated from the above appointment date, including seniority  
15 rights.

16 S 2. Notwithstanding any other inconsistent provision of law, rule or  
17 regulation, Beverly Jonas, who was employed by the former board of coop-  
18 erative educational services, sole supervisory district for Steuben and  
19 Allegany counties, as an occupational therapist from September 4, 1990  
20 to June 30, 2006 and who is currently employed as an occupational thera-  
21 pist by the board of cooperative educational services, sole supervisory  
22 district for Schuyler, Steuben, Chemung, Tioga and Allegany counties  
23 since July 1, 2006 and who, for reasons not ascribable to her own negli-  
24 gence, was not appointed to a civil service title by the Steuben county  
25 department of personnel effective September 4, 1990, shall have her

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

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1 appointment as an occupational therapist deemed to have been on Septem-  
2 ber 4, 1990 by the Chemung county/city of Elmira regional civil service  
3 commission. Such employee shall enjoy all rights and protections of the  
4 civil service law as calculated from the above appointment date, includ-  
5 ing seniority rights.

6 S 3. Notwithstanding any other inconsistent provision of law, rule or  
7 regulation, Linda McLaughlin, who was employed by the former board of  
8 cooperative educational services, sole supervisory district for Steuben  
9 and Allegany counties, as an occupational therapist from October 7, 1991  
10 to June 30, 2006 and who is currently employed as an occupational thera-  
11 pist by the board of cooperative educational service, sole supervisory  
12 district for Schuyler, Steuben, Chemung, Tioga and Allegany counties  
13 since July 1, 2006 and who, for reasons not ascribable to her own negli-  
14 gence, was not appointed to a civil service title by the Steuben county  
15 department of personnel effective October 7, 1991, shall have her  
16 appointment as an occupational therapist deemed to have been on October  
17 7, 1991 by the Chemung county/city of Elmira regional civil service  
18 commission. Such employee shall enjoy all rights and protections of the  
19 civil service law as calculated from the above appointment date, includ-  
20 ing seniority rights.

21 S 4. Notwithstanding any other inconsistent provision of law, rule or  
22 regulation, Margaret Wilson, who was employed by the former board of  
23 cooperative educational services, sole supervisory district for Steuben  
24 and Allegany counties, as a physical therapist from April 26, 1993 to  
25 June 30, 2006 and who is currently employed as a physical therapist by  
26 the board of cooperative educational services, sole supervisory district  
27 for Schuyler, Steuben, Chemung, Tioga and Allegany counties since July  
28 1, 2006 and who, for reasons not ascribable to her own negligence, was  
29 not appointed to a civil service title by the Steuben county department  
30 of personnel effective April 26, 1993, shall have her appointment as a  
31 physical therapist deemed to have been on April 26, 1993 by the Chemung  
32 county/city of Elmira regional civil service commission. Such employee  
33 shall enjoy all rights and protections of the civil service law as  
34 calculated from the above appointment date, including seniority rights.

35 S 5. Notwithstanding any other inconsistent provision of law, rule or  
36 regulation, Theresa Wolf, who was employed by the former board of coop-  
37 erative educational services, sole supervisory district for Steuben and  
38 Allegany counties, as an occupational therapy assistant from September  
39 6, 1994 to June 30, 2006 and who is currently employed as an occupa-  
40 tional therapy assistant by the board of cooperative educational  
41 services, sole supervisory district for Schuyler, Steuben, Chemung,  
42 Tioga and Allegany counties since July 1, 2006 and who, for reasons not  
43 ascribable to her own negligence, was not appointed to a civil service  
44 title by the Steuben county department of personnel effective September  
45 6, 1994, shall have her appointment as an occupational therapy assistant  
46 deemed to have been on September 6, 1994 by the Chemung county/city of  
47 Elmira regional civil service commission. Such employee shall enjoy all  
48 rights and protections of the civil service law as calculated from the  
49 above appointment date, including seniority rights.

50 S 6. Notwithstanding any other inconsistent provision of law, rule or  
51 regulation, Diana Ayers, who was employed by the former board of cooper-  
52 ative educational services, sole supervisory district for Steuben and  
53 Allegany counties, as an occupational therapist from March 6, 1995 to  
54 June 30, 2006 and who is currently employed as an occupational therapist  
55 by the board of cooperative educational services, sole supervisory  
56 district for Schuyler, Steuben, Chemung, Tioga and Allegany counties

1 since July 1, 2006 and who, for reasons not ascribable to her own negli-  
2 gence, was not appointed to a civil service title by the Steuben county  
3 department of personnel effective March 6, 1995, shall have her appoint-  
4 ment as an occupational therapist deemed to have been on March 6, 1995  
5 by the Chemung county/city of Elmira regional civil service commission.  
6 Such employee shall enjoy all rights and protections of the civil  
7 service law as calculated from the above appointment date, including  
8 seniority rights.

9 S 7. Notwithstanding any other inconsistent provision of law, rule or  
10 regulation, Anne Slocum, who was employed by the former board of cooper-  
11 ative educational services, sole supervisory district for Steuben and  
12 Allegany counties, as a physical therapist assistant from September 4,  
13 2001 to June 30, 2006 and who is currently employed as a physical thera-  
14 pist assistant by the board of cooperative educational services, sole  
15 supervisory district for Schuyler, Steuben, Chemung, Tioga and Allegany  
16 counties since July 1, 2006 and who, for reasons not ascribable to her  
17 own negligence, was not appointed to a civil service title by the Steu-  
18 ben county department of personnel effective September 4, 2001, shall  
19 have her appointment as a physical therapist assistant deemed to have  
20 been on September 4, 2001 by the Chemung county/city of Elmira regional  
21 civil service commission. Such employee shall enjoy all rights and  
22 protections of the civil service law as calculated from the above  
23 appointment date, including seniority rights.

24 S 8. Notwithstanding any other inconsistent provision of law, rule or  
25 regulation, Carrie Van Slyke, who was employed by the former board of  
26 cooperative educational services, sole supervisory district for Steuben  
27 and Allegany counties, as a physical therapist from October 15, 2002 to  
28 June 30, 2006 and who is currently employed as a physical therapist by  
29 the board of cooperative educational services, sole supervisory district  
30 for Schuyler, Steuben, Chemung, Tioga and Allegany counties since July  
31 1, 2006 and who, for reasons not ascribable to her own negligence, was  
32 not appointed to a civil service title by the Steuben county department  
33 of personnel effective October 15, 2002, shall have her appointment as a  
34 physical therapist deemed to have been on October 15, 2002 by the  
35 Chemung county/city of Elmira regional civil service commission. Such  
36 employee shall enjoy all rights and protections of the civil service law  
37 as calculated from the above appointment date, including seniority  
38 rights.

39 S 9. Notwithstanding any other inconsistent provision of law, rule or  
40 regulation, Patricia Sperle, who was employed by the former board of  
41 cooperative educational services, sole supervisory district for Steuben  
42 and Allegany counties, as an occupational therapist from September 1,  
43 2004 to June 30, 2006 and who is currently employed as an occupational  
44 therapist by the board of cooperative educational services, sole super-  
45 visory district for Schuyler, Steuben, Chemung, Tioga and Allegany coun-  
46 ties since July 1, 2006 and who, for reasons not ascribable to her own  
47 negligence, was not appointed to a civil service title by the Steuben  
48 county department of personnel effective September 1, 2004, shall have  
49 her appointment as an occupational therapist deemed to have been on  
50 September 1, 2004 by the Chemung county/city of Elmira regional civil  
51 service commission. Such employee shall enjoy all rights and protections  
52 of the civil service law as calculated from the above appointment date,  
53 including seniority rights.

54 S 10. This act shall take effect immediately.