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

5741

2011-2012 Regular Sessions

I N A S S E M B L Y

February 28, 2011

Introduced by M. of A. ABBATE -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the administrative code of the city of New York, in relation to the title and compensation of certain police lieutenants assigned to investigatory assignments

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

Section 1. Legislative findings and declaration. The legislature hereby finds and declares that it is impracticable to ascertain fitness for the positions of "supervisor detective squad" and "commander detective squad" within the police department of the city of New York by means of a competitive examination. The legislature further finds and declares that it appears that no competitive examination has ever been employed to ascertain fitness for the positions of "detective", "supervisor detective squad" or "commander detective squad" within the police department of the city of New York or any other major police department within the state; such fitness has always been determined by evaluation of an individual's capabilities by a supervisor. It would be unseemly to attempt to create competitive examinations to ascertain fitness for the positions of a "supervisor detective squad" and "commander detective squad" where no competitive examination exists for the position of "detective", the designation for which "supervisors detective squad" and "commanders detective squad" act as supervisors. The legislature is satisfied that merit and fitness for promotion of individuals to the positions of "sergeant" and "lieutenant" have been satisfactorily ascertained by means of competitive examinations, and that merit and fitness for assignment of individuals holding the ranks of "sergeant" and "lieutenant" to investigatory positions are evaluated by appropriate supervisors prior to such assignment. The legislature is further satisfied that an individual who performs in an investigatory position in a manner sufficiently satisfactory to the appropriate supervisors to hold such an

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

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assignment for a period of eighteen months has demonstrated fitness for the position of "supervisor detective squad" or "commander detective squad" within the police department of the city of New York more conclusively than could be ascertained by means of any competitive examination.

S 2. Subdivision c of section 14-103 of the administrative code of the city of New York, as amended by chapter 755 of the laws of 1990, is amended to read as follows:

c. The commissioner may designate lieutenants as commanders of detective squads, and sergeants as supervisors of detective squads, who while performing duty in [such bureau] THE DETECTIVE OR ORGANIZED CRIME CONTROL BUREAU and while so designated as commanders of detective squads or supervisors of detective squads shall be paid such salary as may be determined by the mayor; PROVIDED, HOWEVER, THAT LIEUTENANTS ASSIGNED TO INVESTIGATORY POSITIONS FOR EIGHTEEN MONTHS OR MORE SHALL RECEIVE THE TITLE OF SUPERVISOR DETECTIVE SQUAD/COMMANDER DETECTIVE SQUAD AND SHALL RECEIVE COMPENSATION EQUAL TO THAT OF A LIEUTENANT FOR SERGEANTS SUPERVISOR DETECTIVE SQUAD AND FOR LIEUTENANTS COMMANDER DETECTIVE SQUAD AS DETERMINED THROUGH THE COLLECTIVE BARGAINING AGREEMENT.

S 3. This act shall take effect immediately.