

6044

2011-2012 Regular Sessions

I N A S S E M B L Y

March 4, 2011

Introduced by M. of A. CASTELLI, ORTIZ -- read once and referred to the
Committee on Veterans' Affairs

AN ACT to amend the civil service law, in relation to employment of
veterans with disabilities by the state and including in the defi-
nition of "time of war" more recent conflicts for purposes of civil
service credit

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

1 Section 1. The section heading and subdivision 1 of section 55-c of
2 the civil service law, the section heading as amended by chapter 603 of
3 the laws of 1995 and subdivision 1 as amended by chapter 340 of the laws
4 of 2008, are amended to read as follows:
5 [Employment of veterans with disabilities by the state] WOUNDED WARRI-
6 OR PROGRAM. 1. The commission may determine up to five hundred posi-
7 tions with duties such as can be performed by disabled veterans and
8 veterans with disabilities who are found otherwise qualified to perform
9 satisfactorily the duties of any such position. Upon such determination,
10 the said positions shall be classified in the noncompetitive class, and
11 may be filled only by veterans of the armed forces of the United States
12 who served therein during time of war, as defined in paragraph (c) of
13 subdivision one of section eighty-five of this chapter, and (a) who
14 establish by appropriate documentary evidence that they are disabled
15 veterans, as defined in paragraph (b) of subdivision one of section
16 eighty-five of this chapter, or (b) by those veterans, as defined in
17 paragraph (a) of subdivision one of section eighty-five of this chapter,
18 who shall have been certified by the employee health service of the
19 department, A PHYSICIAN, PHYSICIAN ASSISTANT, NURSE PRACTITIONER OR THE
20 UNITED STATES VETERANS' ADMINISTRATION OR as being disabled but capable
21 of performing the duties of said positions. Priority in certification
22 and referral of both such disabled veterans and certified disabled but
23 capable veterans shall be given to those veterans who received a wound

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

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1 in combat, as documented by the awarding of the purple heart, as author-
2 ized by the United States department of defense, and that wound is the
3 cause of, or a substantially contributing factor to, the degree of
4 impairment, who otherwise meet the requirements of this section. The
5 number of veterans appointed pursuant to this section shall not exceed
6 five hundred.

7 S 2. Section 55-c of the civil service law, as added by chapter 452 of
8 the laws of 1987, is renumbered section 55-d.

9 S 3. Paragraph (c) of subdivision 1 of section 85 of the civil service
10 law is amended by adding two new subparagraphs 9 and 10 to read as
11 follows:

12 (9) HOSTILITIES PARTICIPATED IN BY MILITARY FORCES OF THE UNITED
13 STATES IN BOSNIA-HERZEGOVINA OR KOSOVO FROM NOVEMBER TWENTY-FIRST, NINE-
14 TEEN HUNDRED NINETY-FIVE TO NOVEMBER FIRST, TWO THOUSAND SEVEN.

15 (10) HOSTILITIES PARTICIPATED IN BY MILITARY FORCES OF THE UNITED
16 STATES, KNOWN AS THE WAR ON TERRORISM, WHICH COMMENCED IN TWO THOUSAND
17 ONE, WHICH SHALL INCLUDE DEPLOYMENT ABROAD IN OPERATIONS ENDURING FREE-
18 DOM AND IRAQI FREEDOM, AS DEFINED BY THE DEPARTMENT OF DEFENSE, IN THE
19 FOLLOWING DESIGNATED SPECIFIC GEOGRAPHIC AREAS: AFGHANISTAN, ALGERIA,
20 SAUDI ARABIA, BOSNIA-HERZEGOVINA, BULGARIA (BOURGAS), CHAD, CRETE, CYPRUS,
21 DIEGO GARCIA, DJIBOUTI, EGYPT, ERITREA, ETHIOPIA, GEORGIA, HUNGARY,
22 IRAN, IRAQ, ISRAEL, JORDAN, KAZAKHSTAN, KENYA, KOSOVO (ONLY SPECIFIC
23 GLOBAL WAR ON TERRORISM OPERATIONS NOT ASSOCIATED WITH THE KOSOVO
24 CAMPAIGN AS DEFINED BY THE DEPARTMENT OF DEFENSE), KUWAIT, KYRGYZSTAN,
25 LEBANON, MALI, MAURITANIA, NIGER, OMAN, PAKISTAN, PHILIPPINES, QATAR,
26 ROMANIA (CONSTANTA), SAUDI ARABIA, SOMALIA, SYRIA, TAJIKISTAN, TURKEY,
27 TURKMENISTAN, UGANDA, UNITED ARAB EMIRATES, UZBEKISTAN, YEMEN, THAT
28 PORTION OF THE ARABIAN SEA NORTH OF TEN DEGREES NORTH LATITUDE AND WEST
29 OF SIXTY-EIGHT DEGREES WEST LONGITUDE, BAB EL MANDEB, GULF OF ADEN, GULF
30 OF AQABA, GULF OF OMAN, GULF OF SUEZ, THAT PORTION OF THE MEDITERRANEAN
31 SEA EAST OF TWENTY-EIGHT DEGREES EAST LONGITUDE AND BOARDING AND SEARCH-
32 ING VESSEL OPERATIONS, PERSIAN GULF, RED SEA, STRAIT OF HORMUZ AND SUEZ
33 CANAL.

34 S 4. This act shall take effect immediately.