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

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 definition 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 ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The section heading and subdivision 1 of section 55-c of the civil service law, the section heading as amended by chapter 603 of the laws of 1995 and subdivision 1 as amended by chapter 340 of the laws of 2008, are amended to read as follows:

[Employment of veterans with disabilities by the state] WOUNDED WARRIOR PROGRAM. 1. The commission may determine up to five hundred positions with duties such as can be performed by disabled veterans and veterans with disabilities who are found otherwise qualified to perform satisfactorily the duties of any such position. Upon such determination, the said positions shall be classified in the noncompetitive class, and may be filled only by veterans of the armed forces of the United States who served therein during time of war, as defined in paragraph (c) of subdivision one of section eighty-five of this chapter, and (a) who establish by appropriate documentary evidence that they are disabled veterans, as defined in paragraph (b) of subdivision one of section eighty-five of this chapter, or (b) by those veterans, as defined in paragraph (a) of subdivision one of section eighty-five of this chapter, who shall have been certified by the employee health service of the department, A PHYSICIAN, PHYSICIAN ASSISTANT, NURSE PRACTITIONER OR THE UNITED STATES VETERANS' ADMINISTRATION OR as being disabled but capable of performing the duties of said positions. Priority in certification and referral of both such disabled veterans and certified disabled but 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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in combat, as documented by the awarding of the purple heart, as authorized by the United States department of defense, and that wound is the cause of, or a substantially contributing factor to, the degree of impairment, who otherwise meet the requirements of this section. The number of veterans appointed pursuant to this section shall not exceed five hundred.

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

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

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

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

S 4. This act shall take effect immediately.