

9540

I N   A S S E M B L Y

May 6, 2014

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

AN ACT to amend the civil service law, in relation to suspension or  
demotion upon the abolition or reduction of positions

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

1     Section 1. Section 80 of the civil service law is amended by adding a  
2     new subdivision 1-f to read as follows:  
3     1-F. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION ONE OF THIS  
4     SECTION, EMPLOYEES OF THE CITY SCHOOL DISTRICT OF THE CITY OF NEW YORK,  
5     APPOINTED TO THE TITLES OF OCCUPATIONAL THERAPIST-DOE OR PHYSICAL THERA-  
6     PIST-DOE, SHALL BE SUBJECT TO THE FOLLOWING PROCEDURE: WHERE, BECAUSE OF  
7     ECONOMY, CONSOLIDATION OR ABOLITION OF FUNCTION, CURTAILMENT OF ACTIV-  
8     ITIES OR OTHERWISE, POSITIONS IN THE COMPETITIVE CLASS ARE ABOLISHED, OR  
9     REDUCED IN RANK OR SALARY GRADE, SUSPENSION OR DEMOTION, AS THE CASE MAY  
10    BE, AMONG INCUMBENTS HOLDING THE SAME OR SIMILAR POSITIONS, SHALL BE  
11    MADE IN THE INVERSE ORDER OF ORIGINAL APPOINTMENT ON A PERMANENT BASIS  
12    IN THE GRADE OR TITLE IN THE SERVICE OF THE GOVERNMENTAL JURISDICTION IN  
13    WHICH SUCH ABOLITION OR REDUCTION OF POSITIONS OCCURS, SUBJECT TO THE  
14    PROVISIONS OF SUBDIVISION SEVEN OF SECTION EIGHTY-FIVE OF THIS CHAPTER;  
15    PROVIDED, HOWEVER, THAT IF ANY PERSON SO EMPLOYED WAS EMPLOYED IN THE  
16    TITLE OF OCCUPATIONAL THERAPIST-DOE, PHYSICAL THERAPIST-DOE, SENIOR  
17    OCCUPATIONAL THERAPIST-DOE, SENIOR PHYSICAL THERAPIST-DOE OR SUPERVISING  
18    THERAPIST PRIOR TO THE FIRST DAY OF JANUARY, TWO THOUSAND FOURTEEN, FOR  
19    PURPOSES OF THIS SUBDIVISION REGARDING PRIORITY OF RETENTION AND FOR NO  
20    OTHER PURPOSE, THE DATE OF ORIGINAL APPOINTMENT OF ANY SUCH PERSON SHALL  
21    BE DEEMED TO BE THE DATE SUCH EMPLOYMENT COMMENCED PRIOR TO THE FIRST  
22    DAY OF JANUARY, TWO THOUSAND FOURTEEN.  
23    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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