

7824

2015-2016 Regular Sessions

I N A S S E M B L Y

May 27, 2015

Introduced by M. of A. ABBATE -- (at request of the Division of Veterans Affairs) -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the military law, in relation to allowing all veterans who miss a civil service examination due to active duty military service the opportunity for a makeup examination

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

1 Section 1. Subdivision 2 of section 243-b of the military law, as
2 amended by chapter 192 of the laws of 2008, is amended to read as
3 follows:
4 2. Notwithstanding any other provision of this chapter or any other
5 law, any member of the force of the organized militia, as the term is
6 defined in subdivision nine of section one of this chapter or reserve
7 armed forces, as that term is defined in subdivision twenty-nine of
8 section two hundred ninety-two of the executive law or any member of the
9 armed forces of the United States who missed the application deadline
10 for a scheduled competitive examination for civil service employment by
11 the state of New York or any of its subdivisions due to military
12 service, as defined in subdivision one of section three hundred one of
13 this chapter or due to a call to active duty [other than for training],
14 pursuant to 10 USC 101 (d) (1), and is deprived of the opportunity to
15 compete in such examination due to military service, as defined in
16 subdivision one of section three hundred one of this chapter or due to a
17 call to active duty [other than for training], pursuant to 10 USC 101
18 (d) (1), shall be provided with an opportunity to compete, under terms
19 and conditions deemed appropriate by the state department of civil
20 service or municipal commission, by way of a special military make-up
21 examination.
22 S 2. Subdivision 3 of section 243-b of the military law, as amended by
23 chapter 192 of the laws of 2008, is amended to read as follows:

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

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1 3. Notwithstanding any other provision of this chapter or any other
2 law, any member of the force of the organized militia, as the term is
3 defined in subdivision nine of section one of this chapter or reserve
4 armed forces, as that term is defined in subdivision twenty-nine of
5 section two hundred ninety-two of the executive law or any member of the
6 armed forces of the United States who missed the application deadline
7 for a scheduled competitive examination for civil service employment by
8 the state of New York or any of its subdivisions due to military
9 service, as defined in subdivision one of section three hundred one of
10 this chapter or due to a call to active duty [other than for training],
11 pursuant to 10 USC 101 (d) (1), and who returns from such duty prior to
12 the administration of such competitive examination shall be granted a
13 waiver of the application requirement and allowed to compete in such
14 upcoming examination.
15 S 3. This act shall take effect immediately.