

4852

2015-2016 Regular Sessions

I N S E N A T E

April 22, 2015

Introduced by Sen. CROCI -- (at request of the Division of Veterans Affairs) -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

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.

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

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1 S 2. Subdivision 3 of section 243-b of the military law, as amended by  
2 chapter 192 of the laws of 2008, is amended to read as follows:  
3 3. Notwithstanding any other provision of this chapter or any other  
4 law, any member of the force of the organized militia, as the term is  
5 defined in subdivision nine of section one of this chapter or reserve  
6 armed forces, as that term is defined in subdivision twenty-nine of  
7 section two hundred ninety-two of the executive law or any member of the  
8 armed forces of the United States who missed the application deadline  
9 for a scheduled competitive examination for civil service employment by  
10 the state of New York or any of its subdivisions due to military  
11 service, as defined in subdivision one of section three hundred one of  
12 this chapter or due to a call to active duty [other than for training],  
13 pursuant to 10 USC 101 (d) (1), and who returns from such duty prior to  
14 the administration of such competitive examination shall be granted a  
15 waiver of the application requirement and allowed to compete in such  
16 upcoming examination.  
17 S 3. This act shall take effect immediately.