

# STATE OF NEW YORK

5118

2017-2018 Regular Sessions

## IN SENATE

March 8, 2017

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the civil service law, in relation to the appointment and promotion of supervisors of the emergency medical service

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The civil service law is amended by adding a new section  
2 59-b to read as follows:

3 § 59-b. Promotions of supervisory personnel of the emergency medical  
4 service. 1. The legislature hereby finds and declares that the contin-  
5 ued, uninterrupted, adequate and efficient operation of emergency  
6 medical services is necessary for the general welfare of the people;  
7 that such adequate operation involves and requires personnel with highly  
8 specialized ability, skill, training and knowledge, which necessitate  
9 that vacancies in the emergency medical services in the positions of  
10 Supervising Emergency Medical Service Specialist Level II (Captains),  
11 Deputy Chief, Division Chief, and Division Commander, shall be filled as  
12 far as practicable by promotion from among persons holding competitive  
13 class positions in a lower grade in the department in which the vacancy  
14 exists, provided that such lower grade positions are in direct line of  
15 promotion, as determined by the department or municipal commission.

16 2. Factors in promotion. Promotion shall be based on merit and fitness  
17 as determined by competitive examination where available, due weight  
18 being given to seniority. The previous training and experience of the  
19 candidates, and performance ratings where available, may be considered  
20 and given due weight as factors in determining the relative merit and  
21 fitness of candidates for promotion.

22 3. Provisional and discretionary appointments. Any employee holding a  
23 provisional or discretionary appointment in the affected supervisory  
24 titles of the emergency medical service described in subdivision one of

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

LBD10402-01-7

1 this section shall be required to participate in a competitive examina-  
2 tion to obtain permanent appointment to the affected supervisory title.

3 4. Application of this chapter. Except as provided above, the  
4 provisions of this chapter shall apply to employees covered by this  
5 section.

6 § 2. This act shall take effect immediately.