STATE OF NEW YORK

8972

IN ASSEMBLY

January 6, 2020

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

AN ACT to amend the military law, in relation to age requirements applicable to appointments or promotions of public employees who have been absent on military duty

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

Section 1. Subdivision 10-a of section 243 of the military law, as separately amended by chapter 484 of the laws of 2019 and a chapter of the laws of 2019, amending the military law relating to age requirements applicable to appointments or promotions of public employees who have been absent on military duty, as proposed in legislative bills numbers S. 6483 and A. 8348, is amended to read as follows:

10-a. Age requirements. If maximum age requirements are established by law, or rule or by action of a civil commission for examination for, or for appointment or promotion to, any position in the public service, the period of military duty as hereinbefore defined, the period of service after June twenty-seventh, nineteen hundred fifty, voluntarily entered upon between January first, nineteen hundred forty-seven, and June twenty-seventh, nineteen hundred fifty, if such service otherwise falls within the definition of military duty, and the period of terminal leave granted by the military authorities of a candidate or eligible shall not be included in computing the age of such candidate or eligible for the purposes of such examination or appointment or promotion; provided, however, that neither shall the total time deducted hereunder in computing the age of a candidate or eligible exceed seven years[~~, except that~~] **for any position including, but not limited to,** in cities with a population of one million or more[~~, the total time deducted shall not exceed seven years~~].

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2019, amending the military law in relation to age requirements applicable to appointments or promotions of public employees who have been absent on military duty, as proposed in legislative bills numbers S. 6483 and A. 8348, takes effect.

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

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