

# STATE OF NEW YORK

5760

2021-2022 Regular Sessions

## IN ASSEMBLY

February 24, 2021

Introduced by M. of A. RAMOS -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the civil service law, in relation to veterans and competitive civil service exam points

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

1 Section 1. Paragraph (a) of subdivision 1 of section 85 of the civil  
2 service law, as amended by chapter 490 of the laws of 2019, is amended  
3 to read as follows:

4 (a) The terms "veteran" and "non-disabled veteran" mean:

5 (1) a member of the armed forces of the United States who served ther-  
6 ein in time of war, who was honorably discharged or released under  
7 honorable circumstances from such service including (i) having a quali-  
8 fying condition as defined in section three hundred fifty of the execu-  
9 tive law, and receiving a discharge other than bad conduct or dishonor-  
10 able from such service, or (ii) being a discharged LGBT veteran, as  
11 defined in section three hundred fifty of the executive law, and receiv-  
12 ing a discharge other than bad conduct or dishonorable from such  
13 service, who is a citizen of the United States or an alien lawfully  
14 admitted for permanent residence in the United States and who is a resi-  
15 dent of the state of New York at the time of application for appointment  
16 or promotion or at the time of retention, as the case may be; or

17 (2) a member of the armed forces of the United States who was honor-  
18 ably discharged or released under honorable circumstances from such  
19 service, who is a citizen of the United States or an alien lawfully  
20 admitted for permanent residence in the United States, who is a resident  
21 of the state of New York at the time of application for appointment or  
22 promotion or at the time of retention, as the case may be, and who was  
23 awarded either a: (i) Combat Action Ribbon, (ii) Combat Infantryman  
24 Badge, (iii) Combat Medical Badge, (iv) Combat Action Badge, (v) Combat  
25 Recognition Ribbon, or (vi) Air Force Combat Action medal.

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

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1 § 2. Subparagraph 1 of paragraph (a) of subdivision 2 of section 85  
2 of the civil service law, as added by chapter 790 of the laws of 1958,  
3 is amended to read as follows:

4 (1) Disabled veterans shall be entitled to receive ten points addi-  
5 tional credit in a competitive examination for original appointment and  
6 five points additional credit in a competitive examination for  
7 promotion, and

8 § 3. Paragraph (b) of subdivision 1 of section 85 of the civil service  
9 law is amended by adding a new subparagraph 4 to read as follows:

10 (4) A veteran who is certified by the United States veterans' adminis-  
11 tration or a military department as entitled to receive disability  
12 payments upon certification of such veterans' administration or a mili-  
13 tary department for a disability incurred by him or her in the course of  
14 his or her time of service and in existence at the time of application  
15 for appointment or promotion or at the time of retention, as the case  
16 may be, and who was awarded either a: (i) Combat Action Ribbon, (ii)  
17 Combat Infantryman Badge, (iii) Combat Medical Badge, (iv) Combat Action  
18 Badge, (v) Combat Recognition Ribbon, or (vi) Air Force Combat Action  
19 medal.

20 § 4. This act shall take effect immediately.