STATE OF NEW YORK

9133

IN ASSEMBLY

January 31, 2022

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

AN ACT to amend the civil service law, in relation to the appointment and promotion of supervisors of the fire alarm dispatcher service

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

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

§ 59-d. Promotions of supervisory personnel of the fire alarm dispatcher service. 1. The legislature hereby finds and declares that the continued, uninterrupted, adequate and efficient operation of fire and emergency medical services is necessary for the general welfare of the people and that such adequate operation involves and requires personnel with highly specialized ability, skill, training and knowledge, which necessitates that vacancies in the fire alarm dispatcher service in the position of supervising fire alarm dispatcher level II shall be filled as far as practicable by promotion from among persons holding competitive class positions in a lower grade in the department in which the vacancy exists, provided that such lower grade positions are in direct line of promotion, as determined by the department or municipal commission.

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

3. Any permanent competitive employee holding a provisional or discretionary appointment in the affected supervisory title of the fire alarm dispatcher service described in subdivision one of this section shall be given the opportunity to participate in a competitive promotional examination for the next higher level title.

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

§ 2. This act shall take effect immediately.

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

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