

STATE OF NEW YORK

2755

2023-2024 Regular Sessions

IN SENATE

January 24, 2023

Introduced by Sen. BAILEY -- 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 waiving the state application fee for all civil service examinations for all veterans

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

1 Section 1. Paragraph (b) of subdivision 5 of section 50 of the civil
2 service law, as amended by chapter 490 of the laws of 2019, is amended
3 to read as follows:

4 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
5 sion, the state civil service department, subject to the approval of the
6 director of the budget, a municipal commission, subject to the approval
7 of the governing board or body of the city or county, as the case may
8 be, or a regional commission or personnel officer, pursuant to govern-
9 mental agreement, may elect to waive application fees, or to abolish
10 fees for specific classes of positions or types of examinations or
11 candidates, or to establish a uniform schedule of reasonable fees
12 different from those prescribed in paragraph (a) of this subdivision,
13 specifying in such schedule the classes of positions or types of exam-
14 inations or candidates to which such fees shall apply; provided, howev-
15 er, that fees shall be waived for candidates who certify to the state
16 civil service department, a municipal commission or a regional commis-
17 sion that they are unemployed and primarily responsible for the support
18 of a household, or are receiving public assistance. Provided further,
19 the state civil service department shall waive the state application fee
20 for all examinations [~~for original appointment~~] for all veterans.
21 Notwithstanding any other provision of law, for purposes of this
22 section, the term "veteran" shall mean a person who has served in the
23 armed forces of the United States or the reserves thereof, or in the
24 army national guard, air national guard, New York guard, or the New York
25 naval militia, and who (1) has been honorably discharged or released

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

LBD05718-01-3

1 from such service under honorable conditions, or (2) has a qualifying
2 condition, as defined in section three hundred fifty of the executive
3 law, and has received a discharge other than bad conduct or dishonorable
4 from such service, or (3) is a discharged LGBT veteran, as defined in
5 section three hundred fifty of the executive law, and has received a
6 discharge other than bad conduct or dishonorable from such service. The
7 term "armed forces" shall mean the army, navy, air force, marine corps,
8 and coast guard.

9 § 2. Paragraph (b) of subdivision 5 of section 50 of the civil
10 service law, as amended by section 35 of part PP of chapter 56 of the
11 laws of 2022, is amended to read as follows:

12 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
13 sion, the state civil service department, subject to the approval of the
14 director of the budget, a municipal commission, subject to the approval
15 of the governing board or body of the city or county, as the case may
16 be, or a regional commission or personnel officer, pursuant to govern-
17 mental agreement, may elect to waive application fees, or to abolish
18 fees for specific classes of positions or types of examinations or
19 candidates, or to establish a uniform schedule of reasonable fees
20 different from those prescribed in paragraph (a) of this subdivision,
21 specifying in such schedule the classes of positions or types of exam-
22 inations or candidates to which such fees shall apply; provided, howev-
23 er, that fees shall be waived for candidates who certify to the state
24 civil service department, a municipal commission or a regional commis-
25 sion that they are unemployed and primarily responsible for the support
26 of a household, or are receiving public assistance. Provided further,
27 the state civil service department shall waive the state application fee
28 for all examinations [~~for original appointment~~] for all veterans.
29 Notwithstanding any other provision of law, for purposes of this
30 section, the term "veteran" shall mean a person who has served in the
31 armed forces of the United States or the reserves thereof, or in the
32 army national guard, air national guard, New York guard, or the New York
33 naval militia, and who (1) has been honorably discharged or released
34 from such service under honorable conditions, or (2) has a qualifying
35 condition, as defined in section one of the veterans' services law, and
36 has received a discharge other than bad conduct or dishonorable from
37 such service, or (3) is a discharged LGBT veteran, as defined in section
38 one of the veterans' services law, and has received a discharge other
39 than bad conduct or dishonorable from such service. The term "armed
40 forces" shall mean the army, navy, air force, marine corps, and coast
41 guard.

42 § 3. This act shall take effect immediately; provided, however, that
43 section two of this act shall take effect on the same date and in the
44 same manner as section 35 of part PP of chapter 56 of the laws of 2022,
45 takes effect.