

STATE OF NEW YORK

7378

2023-2024 Regular Sessions

IN SENATE

May 22, 2023

Introduced by Sen. SCARCELLA-SPANTON -- (at request of the Division of Veterans Services) -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the civil service law, in relation to eliminating the "wartime service" requirement

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

1 Section 1. Subdivision 1 of section 55-c of the civil service law, as
2 amended by chapter 340 of the laws of 2008, is amended to read as
3 follows:
4 1. The commission may determine up to five hundred positions with
5 duties such as can be performed by disabled veterans and veterans with
6 disabilities who are found otherwise qualified to perform satisfactorily
7 the duties of any such position. Upon such determination, the said posi-
8 tions shall be classified in the noncompetitive class, and may be filled
9 only by veterans of the armed forces of the United States [~~who served~~
10 ~~therein during time of war, as defined in paragraph (c) of subdivision~~
11 ~~one of section eighty-five of this chapter, and~~] (a) who establish by
12 appropriate documentary evidence that they are disabled veterans, as
13 defined in paragraph (b) of subdivision one of section eighty-five of
14 this chapter, or (b) by those veterans, as defined in paragraph (a) of
15 subdivision one of section eighty-five of this chapter, who shall have
16 been certified by the employee health service of the department as being
17 disabled but capable of performing the duties of said positions. Prior-
18 ity in certification and referral of both such disabled veterans and
19 certified disabled but capable veterans shall be given to those veterans
20 who received a wound in combat, as documented by the awarding of the
21 purple heart, as authorized by the United States department of defense,
22 and that wound is the cause of, or a substantially contributing factor
23 to, the degree of impairment, who otherwise meet the requirements of

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

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1 this section. The number of veterans appointed pursuant to this section
2 shall not exceed five hundred.
3 § 2. This act shall take effect immediately.