STATE OF NEW YORK

572

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

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

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 6 of article 5 of the constitution, in relation to civil service appointments and promotions; veterans' preferences and credits

Section 1. Resolved (if the Senate concur), That section 6 of article 5 of the constitution be amended to read as follows:

§ 6. Appointments and promotions in the civil service of the state and all of the civil divisions thereof, including cities and villages, shall be made according to merit and fitness to be ascertained, as far as practicable, by examination which, as far as practicable, shall be competitive; provided, however, that any member of the armed forces of the United States [~~who served therein in time of war, and~~] who, at the time of such member's appointment or promotion, is a citizen or an [~~alien~~] **immigrant** lawfully admitted for permanent residence in the United States and a resident of this state and is honorably discharged or released under honorable circumstances from such service, shall be entitled to receive five points additional credit in a competitive examination for original appointment and two and one-half points additional credit in an examination for promotion or, if such member was disabled in the actual performance of duty [~~in any war~~] and [~~his or her~~] **such member's** disability is certified by the United States department of veterans affairs to be in existence at the time of application for appointment or promotion, [~~he or she~~] **such member** shall be entitled to receive ten points additional credit in a competitive examination for original appointment and five points additional credit in an examination for promotion. Such additional credit shall be added to the final earned rating of such member after [~~he or she~~] **such member** has qualified in an examination and shall be granted only at the time of establishment of an eligible list. No such member shall receive the additional credit grant-

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

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ed by this section after [~~he or she~~] **such member** has received one appointment, either original entrance or promotion, from an eligible list on which [~~he or she~~] **such member** was allowed the additional credit granted by this section, except where a member has been appointed or promoted from an eligible list on which [~~he or she~~] **such member** was allowed additional credit for military service and subsequent to such appointment [~~he or she~~] **such member** is disabled as provided in this section, such member shall be entitled to ten points additional credit less the number of points of additional credit allowed for the prior appointment.

§ 2. Resolved (if the Senate concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section 1 of article 19 of the constitution, be published for 3 months previous to the time of such election.