

# STATE OF NEW YORK

6158

2025-2026 Regular Sessions

## IN ASSEMBLY

February 26, 2025

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

AN ACT to amend the civil service law, in relation to the award of competitive civil service status for the spouse or children of military service persons killed in the line of duty

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

1 Section 1. The civil service law is amended by adding a new section  
2 85-d to read as follows:

3 § 85-d. Award of competitive civil service status for the spouse or  
4 children of military service persons killed in the line of duty. 1.  
5 Definition. As used in this section, "killed in the line of duty" shall  
6 mean a member of the armed forces of the United States having died in  
7 the performance of duty in time of war.

8 2. Award authorized. An award of competitive civil service status  
9 shall be allowed for the spouse or children of military persons killed  
10 in the line of duty.

11 3. Application for award; proof of eligibility. Any candidate, believ-  
12 ing himself entitled to the award of competitive civil service status  
13 as provided in this section, may make application for such status at any  
14 time between the date of their application for such status and the date  
15 of the establishment of the resulting eligible list. Such candidates  
16 shall be allowed a period of not less than two months from the date of  
17 the filing of their application for such status in which to establish by  
18 appropriate documentary proof their eligibility to receive such status  
19 under this section. At any time after two months have elapsed since the  
20 final date for filing applications for such status for original appoint-  
21 ment, the eligible list resulting from such examination may be estab-  
22 lished, notwithstanding the fact that a spouse or child who has applied  
23 for such status has failed to establish their eligibility to receive  
24 such status. A candidate who fails to establish, by appropriate documen-

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

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1 tary proof, their eligibility to receive such status by the time an  
2 eligible list is established shall not thereafter be granted such status  
3 on such eligible list.

4 4. Use of additional credit. No person who has received a permanent  
5 original appointment in the civil service of the state or of any city or  
6 civil division thereof from an eligible list on which they were allowed  
7 the status granted by this section as a spouse or child, shall thereaft-  
8 er be entitled to any additional credit under this section as a spouse  
9 or child.

10 § 2. This act shall take effect immediately.