

8057--B

Cal. No. 576

2017-2018 Regular Sessions

I N A S S E M B L Y

May 25, 2017

Introduced by M. of A. ABBATE, BRABENEC -- Multi-Sponsored by -- M. of A. BYRNE -- read once and referred to the Committee on Governmental Employees -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the civil service law, in relation to the minimum qualifications to serve as a fire chief in any fire department, fire district or fire protection district that employs five or more paid firefighters

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 6 of section 58-a of the civil service law, as  
2 amended by section 1 of part A of chapter 101 of the laws of 2013, is  
3 amended to read as follows:

4 6. The provisions of this section shall not apply to appointments made  
5 by any county, city, town, village or fire district which employs [five  
6 or fewer] FEWER THAN FIVE fire fighters.

7 § 2. Section 58-a of the civil service law is amended by adding a new  
8 subdivision 7 to read as follows:

9 7. NOTWITHSTANDING ANY OTHER PROVISION OF THIS LAW OR ANY GENERAL,  
10 SPECIAL OR LOCAL LAW TO THE CONTRARY, NO PERSON SHALL BE ELIGIBLE FOR  
11 PROVISIONAL OR PERMANENT APPOINTMENT AS A FIRE CHIEF OTHER THAN THOSE  
12 CHIEFS EMPLOYED BY A FIRE DEPARTMENT OF CITIES WITH A POPULATION OF ONE  
13 MILLION OR MORE UNLESS HE OR SHE SHALL:

14 (A) SATISFY THE BASIC REQUIREMENTS FOR EDUCATION, HEALTH AND PHYSICAL  
15 FITNESS ESTABLISHED BY THE STATE FIRE ADMINISTRATOR PURSUANT TO SECTION  
16 ONE HUNDRED FIFTY-EIGHT OF THE EXECUTIVE LAW; AND

17 (B) HAS SUCCESSFULLY COMPLETED TRAINING AND EDUCATION COURSES OF MINI-  
18 MUM CONTACT HOUR CRITERIA APPROVED BY THE STATE FIRE ADMINISTRATOR AND

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

LBD11399-06-8

1 RECEIVED CERTIFICATION FOR SUPERVISORY LEVEL 1 OR HIGHER PURSUANT TO 19  
2 NYCRR 427.9.

3 § 3. This act shall take effect on the thirtieth day after it shall  
4 have become a law and shall apply to any appointment as a fire chief  
5 established on or after such date.