

# **COLUMBIA COUNTY CIVIL SERVICE COMMISSION**

## **CIVIL SERVICE RULES FOR CLASSIFIED POSITIONS FOR CIVIL SERVICE OF COLUMBIA COUNTY**

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Prepared for COLUMBIA COUNTY  
By COLUMBIA COUNTY CIVIL SERVICE COMMISSION

## TABLE OF CONTENTS

<b>Rule I</b>	<b>Definitions</b>	<b>4</b>
<b>Rule II</b>	<b>Organization of the Commission</b>	<b>5</b>
<b>Rule III</b>	<b>Exempt Class</b>	<b>5</b>
<b>Rule IV</b>	<b>Non-competitive</b>	<b>5</b>
<b>Rule V</b>	<b>Labor Class</b>	<b>6</b>
<b>Rule VI</b>	<b>Unclassified</b>	<b>6</b>
<b>Rule VII</b>	<b>Recruitment of Personnel</b> <i>- Residency requirements - announcements</i>	<b>6</b>
<b>Rule VIII</b>	<b>Applications</b>	<b>7</b>
<b>Rule IX</b>	<b>Disqualifications</b>	<b>7</b>
<b>Rule X</b>	<b>Examinations</b>	<b>8</b>
<b>Rule XI</b>	<b>Eligible Lists</b>	<b>10</b>
<b>Rule XII</b>	<b>Certification of Eligibles</b>	<b>11</b>
<b>Rule XIII</b>	<b>Promotions</b>	<b>13</b>
<b>Rule XIV</b>	<b>Probationary Term</b>	<b>13</b>
<b>Rule XV</b>	<b>Trainee Appointments</b>	<b>16</b>
<b>Rule XVI</b>	<b>Effect of Temporary or Provisional Appointments</b> <i>- Provisionals, PCP</i>	<b>16</b>

Table of Contents (continued)

Rule XVII	Transfer of Eligibility for Permanent Appointment - <i>laterals</i>	18
Rule XVIII	Reinstatement	19
Rule XIX	Leave of Absence	20
Rule XX	Resignations	21
Rule XXI	Reports of Appointing Officers	21
Rule XXII	Certification of payrolls	22
Rule XXIII	Position classification	23
Rule XXIV	Information Concerning Political Affiliation	25
Rule XXV	Layoff Procedures	26
APPENDIX		30

# RULE I

**Unless otherwise expressly stated or unless the context or subject matter requires a different meaning, the several terms hereinafter mentioned, whenever used in these rules, shall be construed as follows:**

1. "Commission" means the Civil Service Commission of the County of Columbia.
2. "Employee" means the incumbent of a position appointed to the position in accordance with these rules and the Civil Service Law.
3. "Position" means the aggregation of duties to be performed and the responsibilities to be exercised by one person.
4. "Compensation" means the remuneration authorized for a position and shall include food, lodging, maintenance, and commutation when the same is furnished.
5. "Eligible List" means an official public record, established and maintained by the commission as a public record which contains the names of those persons who have successfully completed the examinations, listed in order of their final ratings from the highest to the lowest rank.
6. "Part-time Employment" means any employment or combination of one or more employments in a civil division in which an individual works fifty percent or less of the time prescribed as the standard work week by the governing body or other appropriate authority of the civil division or wherein the employee earns not more than one-half of the rate assigned to the position if the position has been allocated to a grade salary schedule.
7. "Transfer," means the change, without further examination, of a permanent employee from a position under the jurisdiction of one appointing authority, or to a similar position under the jurisdiction of another appointing authority, or to a position in a different title under the jurisdiction of the same appointing authority.
8. "Reassignment" means the change, without examination, of a permanent employee from one position to another similar position in the same title under the jurisdiction of the same appointing authority.
9. "Municipality" means county, town, city, village, school district or special district.

## **RULE II**

### **Organization of the Commission:**

The Commission shall designate one of its members as Chairman. Two commissioners shall constitute a quorum for the transaction of business. The commission may appoint a Secretary who shall not be a Commissioner, and such other subordinates and employees within available appropriations as it may deem necessary or proper to carry out the purpose of these rules and the law. It shall fix the duties of these employees. The Commission shall keep true and accurate minutes of all its meetings and proceedings, which shall be open to public inspection.

## **RULE III**

### **Exempt Class:**

Positions approved by the State Civil Service Commission for allocation to the EXEMPT class shall be listed in the Appendix A of these rules and made a part thereof.

Positions in the Exempt Class are those for which competitive or non-competitive examinations or other qualification requirements are not practicable.

## **RULE IV**

### **Non-Competitive Class:**

Positions approved by the State Civil Service Commission for allocation to the Non-competitive class shall be listed in Appendix B of these rules and made a part thereof.

Position in the Non-competitive class may be filled by the appointment of a person who meets the minimum qualifications, which are established for such position by the Commission. A nomination for such an appointment shall state the qualifications of the nominee and shall be filed, prior to any appointment, by the appointing authority with the Commission. Such appointment shall become effective only after the approval of the Commission.

## **RULE V**

### **Labor Class:**

Positions approved by the State Civil Service Commission for allocation to the Labor Class shall be listed in Appendix C of these rules and made a part thereof.

Positions in the Labor class may be filled by the appointment of any person selected by the appointing officer of the agency where a vacancy exists, and the Commission may require applicants for employment in the labor class to qualify in such tests of their fitness for employment as may be deemed practicable.

## **RULE VI**

### **Unclassified:**

Positions approved by the State Civil Service Commission for allocation to the Unclassified service shall be listed in Appendix D of these rules and made a part thereof.

## **RULE VII**

### **Recruitment of Personnel:**

#### **1. Residence requirements for municipal positions.**

- A. An applicant must be at the time of examination and for at least four months prior thereto, a resident of the municipality in which appointment is to be made or any reasonable combination of municipalities both in and outside of New York state contiguous to the municipality in which appointment is to be made or contiguous to the municipality in which such municipality is located as determined by the Commission. Residence requirements may be suspended or reduced by the Commission in cases where recruitment difficulty makes such requirements disadvantageous to the public interest.
- B. When preference in certification is given to residents of a municipality pursuant to subdivision 4-a of Section 23 of Civil Service Law, an eligible must have been a resident of such municipality

for at least four months prior to the date of certification in order to be included in a certification as a resident of such municipality and must be a resident of such municipality at the time of certification and appointment.

## **2 Announcement of examinations.**

The public announcement of an examination shall specify the application fee, if any; the title, salary range, duties of the position, minimum qualifications required, the issue date, the final date for filing applications, the subjects or scope of the examination and the relative weights thereof and if known, the date and place of the examination. Public notice of open-competitive and promotional examinations shall be made at least **twenty-five (25) days** before the date of the examination and must be conspicuously posted in a public place for **fifteen (15) days**. The last day for filing the applications shall not be less than ten (10) days before the date of the open-competitive examination.

## **RULE VIII**

### **Applications:**

1. Applications of candidates for position in the classified service must be addressed to the Commission at the office of the Commission and be made on the form prescribed by the Commission.
2. The Commission shall notify each applicant of the disposition of his/her application. Applicants for competitive examination shall be given notice of their approval or disapproval at least four days before the examination.
3. A candidate's application for examination may be exhibited upon request, to the appointing office to whom his/her name is certified, or to his/her representative; provided however, that the information therein relating to the candidates' national origin or indicating whether his/her citizenship is by birth or naturalization shall not be divulged. Before a candidate's application for any examination is exhibited to the appointing officer or an authorized representative, all reference therein to the candidate's national origin or to the basis of his/her citizenship shall be concealed.

## **RULE IX**

### **Disqualification.**

1. A record of disrespect for the requirements and processes of law, including repeated traffic offenses or disregard of any summonses for traffic offenses, may be grounds for disqualification for any examination or, after the examination, for certification and appointment.

2. The burden of establishing qualifications to the satisfaction of the Commission shall be upon the applicant. Any applicant who refuses to permit the Commission to investigate matters necessary for the verification of his/her qualifications or who otherwise hampers, impedes or fails to cooperate with the Commission in such investigation shall be disqualified for examination or, after such examination, for certification and appointment.

3. Any applicant whose application is disqualified for an examination or appointment shall be notified of the reasons for such disqualification and afforded an opportunity to submit facts in opposition to such disqualification prior to final disposition of such application.

## **RULE X**

### **EXAMINATIONS**

#### **Examinations prepared and rated by New York State Civil Service Department**

A) For examinations prepared and rated by the NYS Civil Service Department, the provision of the rules and regulations of the State Civil Service Commission and Department shall govern the rating of examinations, the review of examination papers by candidates and the filing of appeals.

B) The State Civil Service Commission shall have sole and exclusive authority to correct any errors in rating upon appeal or otherwise.

#### **Examinations prepared and/or rated by Municipal Civil Service Commission:**

A) The Commission shall adopt a system to conceal the identity of the candidate's paper in a written examination until such written examination has been rated.

B) Rating keys shall be prepared for each examination held. Such keys shall be a permanent part of the record of each examination. The marking of an examination shall be made on the scale of 100, with 70 the passing score. The Commission may, after the announcement of the examination is made, subdivide the parts in order that candidates be considered further for eligibility. Notice of such arrangements shall be given in the instructions of the written examination.

C) Applications and examination records and papers of candidates shall be preserved until at least six months after the expiration of the Eligible List resulting from such examination, but in no event may records be destroyed except in accordance with the policies of the State Commissioner of Education and the State Civil Service Commission. Whenever an oral examination shall be prescribed as part of an examination, every effort shall be made to insure that a stenographic or recording device record all the questions and answers and be made a part of the examination records.

D) Every candidate in an examination shall be notified in writing of his/her final rating. Except for continuous recruitment examinations, he/she shall also, if successful, be notified of his/her relative

position on any eligible list established as a result of the examination.

E) Except for candidates in continuous recruitment examinations, any candidate receiving such notice may inspect his/her examination papers in the office of the Commission and in the presence of a designated representative of the Commission, provided he/she makes his/her request for such inspection in writing, within ten days of the date of the postmark of such notice.

F) A candidate who wishes to appeal to the Commission for his/her rating in one, or more, of all of the subjects of the examination must submit such appeal in writing within twenty (20) days after the earliest date on which his/her examination papers were made available for inspection. Such appeal must show that a manifest error was made in the original rating. Such appeal shall be considered as opening all of the candidate's papers for review, whether resulting in a higher or lower average standing. No change in rating shall be made as a result of an appeal unless it shall affect the candidate's relative position on the eligible list.

G) There shall be no reviews of examinations conducted on a continuous recruitment basis other than for a computational check of the candidate's answers against the key answers; nor shall there be any review of practical or performance examinations.

### **Examinations Generally:**

A) The Commission may at any time during the life of an eligible list, resulting from any examination whether prepared and rated by the Commission, correct any clerical or computational errors in the ratings of candidates who competed in the examination.

B) Any change in an eligible list pursuant to this rule shall be made without prejudice to the status of any person previously appointed from such eligible list.

C) Examination material security. In order to prevent the unauthorized publication and dissemination of examination material, the following acts are prohibited except as authorized by the Commission.

1. No person shall copy, record, or transcribe any examination question or answer; or remove from the examination room or possess outside the examination room, any question sheet, answer sheet or booklet, scrap papers, notes or any other papers or materials relating to such examination.
2. A candidate in an examination shall not at any time communicate with an examiner concerning the conduct or content of such examination; and shall not directly or indirectly communicate to any other person information concerning the content of such examination until completion of the testing of all candidates.

No examiner, proctor, or other person charged with the supervision of a candidate or group of candidates during an examination shall have authority to waive the provisions of this subdivision. A person who is found by the Commission to have violated the provision of this

subdivision or any similar provision of the rules of any other civil service jurisdiction within the State of New York shall be disqualified from appointment to the position for which the examination is being held and may be disqualified from being a candidate for any other civil service examination for a period of five years.

### **Performance re-test policy:**

Candidates who pass the written portion of any examination and fail the performance testing will receive notification that they may request re-testing on the performance portion of the test once, before a written test is again required.

## **RULE XI**

### **Eligible Lists:**

1. Every candidate who attains a passing grade in an examination as a whole and who meets the standards prescribed, if any, for separate subjects or parts of subjects of the examination shall be eligible for appointment to the position for which he/she was examined and his/her name shall be entered on the Eligible List in the order of his/her final rating; but if two or more eligibles receive the same final grade, they shall be ranked in accordance with such uniform impartial procedure as may be prescribed by the Commission.
2. The date of the establishment of an eligible list shall be the date fixed by the Commission resolution, and shall be entered on such list. The duration of all eligible lists shall be fixed by a Commission resolution prior to the establishment of such lists, but shall not be less than one year nor more than four years. The date of establishment of a list and its duration shall be given to all successful candidates at the time when notice of standing on the list is given to such candidates. Where the duration of an eligible list is fixed at less than four years, the Commission may by resolution, prior to the expiration date of such list, extend the duration of the list up to the maximum limitation of four years, provided that eligibles on such list are notified in writing of the extension of the eligible list.
3. Eligible lists shall be open to public inspection at the office of the Commission. The names of persons who failed to receive a passing grade in the examination shall not be disclosed to the public.
4. The Commission shall have the power in its discretion to correct any error and amend any eligible list where it appears that an error has been made. Commission shall have the power to revoke any eligible list where the provisions of these rules were not properly or sufficiently carried out, provided, however, that an eligible list shall not be revoked except after notice and an opportunity to be heard has been given to all persons whose names appear thereon.

The reasons for such action shall be recorded in the minutes of the Commission and reported to the State Civil Service Commission.

## **RULE XII**

### **Certification:**

1. The Commission shall determine the eligible list most nearly appropriate for the position to be filled, and shall certify to the appointing authority a sufficient number of eligibles from which the selection for appointment may be made. When the name of any eligible is included in a certification for appointment the names of all other eligibles on the list having the same final rating as such eligible shall be included in such certification.
2. A certification issued by the Commission to an appointing authority shall be valid for a period of thirty days from the date of its issuance. After the expiration of such thirty-day period, no appointment shall be made except from a new certification. The Commission, for good cause shown, may extend a certification up to a maximum of sixty (60) days upon request of an appointing authority.
3. When an eligible list is canvassed for appointment or is offered an appointment in writing and fails to state his/her willingness to accept such appointment within seven (7) days after the mailing of such canvass or offer, he/she may be considered ineligible for purposes of making selection for such particular appointment.
4. The name of the person declining appointment shall be eliminated from further certification from the eligible list unless the declination is for one or more of the following reasons:
  - a) Insufficiency of compensation offered when below minimum of grade of the position for which the examination was held;
  - b) Geographical location of employment;
  - c) Temporary inability, physical or otherwise, which must be satisfactorily explained by the eligible in writing;
  - d) Other reason deemed acceptable by the Commission.

The Commission shall enter upon the eligible list the reasons for its action in such case.

5. Except as otherwise provided therein, appointment or promotion to a position in the competitive class shall be made by the selection of a person on the most nearly appropriate eligible list who is willing to accept such appointment and whose final rating in the examination is equal to or higher than the final rating of the third highest ranking eligible on the list indicating willingness to accept such an appointment. The term "ranking" as used herein refers to the order in which the names of

eligibles appear on the eligible list as provided in Rule XI.

6. Whenever a vacancy exists in a position in the competitive class and an open-competitive examination duly advertised results in three or fewer approved applicants for the examination, the appointing authority may nominate to the Commission one of the applicants who may be certified for appointment to fill the vacancy without further examination, provided that he/she has already qualified in an examination of any equivalent character within the last four years from the date of the nomination.

7. Whenever one or more eligibles shall have declined any appointment offered and an eligible whose relative standing is lower and who was reachable on the certification only because of the aforesaid declination shall have been appointed to the position; the salary or compensation of such appointee shall not be increased, except by a service or a class-wide increase, within a period of six months after his/her appointment beyond that offered to the persons so declining.

8. An open competitive, promotion or preferred eligible list shall not be certified for filling a permanent competitive class vacancy created by reclassification of a permanent encumbered competitive class position if the appointment or promotion from such list would require the layoff of a permanent employee; but the provision shall not apply if the incumbent whose position was reclassified has, following such reclassification, refused to take an examination for such reclassified position or failed to qualify for appointment, examination or promotion to such position.

9. When a vacancy exists in a permanent competitive class position and a permanent competitive class candidate in direct line of promotion, as defined in these rules, is nominated for non-competitive promotion examination in accordance with Section 52(7) of the Civil Service Law, the Commission may determine that the appropriate examination for such non-competitive promotion shall consist of a review of the candidate's training and experience at the time of the nomination. If the commission determines the candidate's training and experience meets or exceeds the open-competitive qualifications for the position, the candidate shall be certified as eligible for permanent promotion appointment to the position subject to the probationary period.

10. Whenever a vacancy exists in a position in the competitive class and an open-competitive examination, duly advertised, results in three or fewer approved applicants, and the announced minimum qualifications for the position include a requirement of possession of a license or certificate in a profession issued by the State of New York, the Commission may waive the examination and certify for appointment to the appointing authority the names of such qualified applicants, provided however, that such applicants have been licensed or certified in the profession by the State of New York.

## **RULE XIII**

### **Promotions:**

1. In order to be eligible to participate in a promotion examination, a candidate must have been

employed in a competitive or a non-competitive class position, on a permanent basis in a lower grade, either in direct line of promotion or in a related or collateral line of promotion as determined by the Commission. The Commission has determined that the minimum period of such service for eligibility to enter a promotion examination to be at least six (6) months.

2. Any person who is nominated for non-competitive examination for promotion to a position and who fails to appear for such examination or who fails to pass two (2) successive examinations for such promotion, shall not thereafter be eligible for employment in such position, except by appointment or promotion from an eligible list established following competitive examination.

3. Promotion examination for non-competitive class employees shall in addition to the requirements of the Civil Service Law, Section 52.12, require that applicants shall have been employed in a full time position.

## **RULE XIV**

### **1. Probationary Term:**

A) Except as herein otherwise provided, every permanent appointment from an open-competitive list and every original appointment to a position in the non-competitive, exempt or labor class shall be for a probationary term of not less than twelve nor more than fifty-two weeks.

B) The probationary term for a Trainee position, in which an appointee is required to serve a specified training term, shall be neither less than twelve nor more that fifty-two weeks.

C) The probationary term for Police Officer, fire fighter and correction officer position shall be not less than twelve nor more than fifty-two weeks.

D) The probationary term for promotion shall be for a period of not less than eight weeks nor more than 26 weeks. Upon written notice of the appointing authority, the probationary period upon promotion may be waived and the appointee given a permanent appointment except for appointments made in accordance with RULE XII (9).

E) An appointment shall become permanent upon the retention of the probationer after his/her completion of the maximum period of service or upon earlier written notice following the completion of the minimum period of service of his/her probationary term is successfully completed. A copy of such notice shall be sent to the Commission. If the conduct or performance of a probationer is not satisfactory, his/her employment may be terminated at any time after the completion of the minimum period of service, and on or before completion of the maximum period of service in the manner as prescribed in these rules.

## **2. Interdepartmental transfers:**

An interdepartmental transfer means a transfer from a position in one department to a position in another department. Every interdepartmental transfer shall be for a probationary term of twelve weeks. If the conduct or performance of the probationer is not satisfactory his/her employment in such position shall be discontinued at the end of such term.

## **3. Restoration to permanent position:**

When a permanent employee is promoted or transferred to a position in which he/she is required to serve a probationary term, the position thus vacated by him/her shall not be filled, except on a temporary basis, during such probationary term. At any time during such probationary term, the employee shall have the right to return to his/her previous position at his/her own election. If the conduct or the performance of the probationer is not satisfactory, he/she shall be restored to his/her former permanent position at the end of his/her probationary term.

## **4. Absence during probationary term:**

Any periods of authorized or unauthorized absence during the probationary term, may, at the discretion of the appointing authority, be counted as time served in the probationary term. The minimum and maximum periods of the probationary term of any employee shall be extended by the number of workdays of his/her absence, which, pursuant to this section, are not considered as time served in the probationary term. If absences are not to be counted as time served, the appointing authority shall notify the probationer in writing of this fact.

## **5. Report of probationer's service:**

The probationer's supervisor shall carefully observe his/her conduct and performance and, at least two weeks prior to the end of the probationary term, shall report thereon in writing to the proper appointing authority. The supervisor shall also, from time to time during the probationary term, advise the probationer of his/her status and progress. A probationer whose services are to be terminated for unsatisfactory service shall, to the extent possible, receive written notice at least one week prior to such termination and, upon request, shall be granted an interview with the appointing authority or his/her representative.

## **6. Restoration to the eligible list:**

A probationer whose employment is terminated or who resigns before the end of his/her probationary term may request that his/her name be restored to the eligible list from which he/she was appointed, provided such list is still in existence. His/her name may be restored to such list if the Commission, in its discretion, determined that the probationer should be given a second opportunity for employment.

## **7. Temporary or provisional service in higher-level position:**

When an employee who has not completed his/her probationary term is appointed on a temporary or provisional basis to a higher level position, the period of temporary or provisional service rendered by such employee in such higher level position may, in the discretion of the appointing authority, be considered as satisfactory probationary service in his/her lower position and may be counted as such in determining the satisfactory completion of such probationary term. At any time after the expiration of the minimum period of the probationary term, or the entire probationary term if it be one of fixed duration, the appointing authority shall, on request of such probationer, furnish his/her decision in writing as to whether or not service in such higher-level position shall be considered as satisfactory probationary service. In the event of an adverse decision by the authority, such probationer at his/her request shall be returned to his/her lower position for sufficient time to permit him/her to complete the probationary term. The employment of such a probationer in his/her lower position shall not be terminated at the end of his/her probationary term on account of unsatisfactory service unless he/she shall have actually served in such position, in the aggregate, at least the minimum period specified for such probationary term or the entire probationary term is to be one of fixed duration.

## **8. Removal during probationary term:**

Nothing contained in this rule shall be construed to limit or otherwise affect the authority of an appointing authority pursuant to Section seventy-five (75) of the Civil Service Law, or applicable negotiated disciplinary procedures, at any time during the probationary term, to remove a probationer for incompetence or misconduct.

## **9. Reinstatement after one year:**

An employee who is reinstated to a position after a separation of more than one year, either in his/her former jurisdiction or in another jurisdiction, shall serve a new probationary period in the same manner and subject to the same requirements as apply to the original appointment to such a position.

## **10. Police officers:**

Notwithstanding any other provisions of these rules, the appointment or promotion of a police officer shall not become permanent unless and until he has satisfied such requirements as may be applicable to him under Section 209G of the General Municipal Law. If a police officer is promoted to a higher rank for which he has met all requirements of eligibility for permanent promotion except training requirement applicable under Section 209G of the General Municipal Law, he shall be deemed to be on leave of absence from the lower rank position from which he was promoted pending completion of such training. During such period such lower rank position may not be filled except on a temporary basis. In the event of his failure to complete such training successfully within the time allowed, he shall be restored to the lower rank position.

## **RULE XV**

### **Trainee appointments:**

The Civil Service Commission may require that permanent appointment or promotion to a designated position shall be conditional upon the satisfactory completion of a term of service as a trainee in such a position or in an appropriate lower training title or the completion of specified training or academic courses, or both. The period of such term of training service shall be prescribed by the Commission. Upon the satisfactory completion of such training term, and of the specified courses, if required, an appointee shall be entitled to full permanent status in the position for which appointment was made. Any appointment hereunder shall be subject to such probationary period as is prescribed in these rules. Also, the employment of such person may be discontinued if his/her conduct, capacity or fitness is not satisfactory, or at any time if he/she fails to pursue or continue satisfactorily such training or academic courses as may be required.

For the purpose of this rule, appointment, or promotion to the positions of Police Officer, Fire Fighter, and Correction Officer shall be considered as Trainee appointments. The term of training shall conform with the maximum time prescribed by the statute for successful completion of the required training programs.

## **RULE XVI**

### **1. Effect of temporary or provisional appointment of status of appointee:**

The acceptance by an eligible of a temporary appointment shall not affect his/her standing on the eligible list for a permanent appointment, nor shall the period of temporary service be counted as part of the probationary service in the event of subsequent permanent appointment.

### **2. Provisional appointment of permanent employee:**

A) When a permanent employee is given a provisional appointment to a competitive class position in the same department or agency, the position thus vacated by him/her shall not be filled on other than a temporary basis pending his/her reinstatement thereto upon failure of the provisional appointment to mature into a permanent appointment.

B) A provisional appointee may return to his/her permanent position at any time during the provisional term of appointment by providing written notice to the appointing authority requesting to be returned to such permanent position. The appointing authority shall return such provisional appointee to his/her permanent position within fifteen days of receipt of such written notice.

### **3. Successive provisional appointment:**

A) No provisional employee who has refused to take an examination held for permanent appointment shall be given another provisional appointment in the same titled position. No provisional employee who fails two examinations for permanent appointment shall be eligible for provisional appointment in the same title under the same appointing authority. For the purpose of this rule, a failure to appear for an appropriate examination shall constitute a refusal to take an appropriate examination.

B) The term of provisional appointment shall end within the time period prescribed in subdivision 3 of section sixty-five (65) of the Civil Service Law or upon the receipt of the results of an examination wherein no candidates passed the appropriate examination. The provisional appointee may be authorized a second provisional appointment at the discretion of the municipal Commission if the eligible list contains less than three eligibles from which to make a permanent appointment to the position.

### **4. Contingent permanent appointment:**

A position left temporarily vacant by the leave of absence of a permanent incumbent may be filled, at the discretion of the appointing authority, by a contingent permanent appointment through the use of an open-competitive or promotion eligible list. Any person appointed on a contingent permanent basis shall have all the rights and benefits of a permanent competitive class employee subject to the following limitations:

A. Probation Period: All appointments made under this rule shall be required to complete the probationary period for the original appointment or promotion as prescribed by these rules.

B. Return of Incumbent: In the event of a layoff or the permanent incumbent returns from leave of absence, persons holding positions on a contingent permanent basis shall be displaced before any person holding permanent status in the same title regardless of total seniority. In the event more than one position in the same title is held by persons having contingent permanent appointments, displacement among those persons shall be based on the inverse order of their contingent permanent appointments.

C) Preferred lists: Upon displacement, if the contingent permanent appointee was made from a promotion eligible list, he/she shall be restored to his/her permanent position and have his/her name placed on a preferred eligible list for certification as a mandatory list only to the department or agency in which the contingent permanent appointment was made. If the contingent permanent appointee was appointed from an open-competitive eligible list and does not have a permanent position to return to, he/she shall have his/her name placed on a preferred eligible list for certification as a mandatory list in the civil division in which the contingent permanent appointment was made.

D) Seniority: When a contingent permanent appointment matures into a permanent appointment, the date of permanent service shall be the date of the original contingent permanent appointment.

E) (1) Promotion: When a permanent competitive class employee accepts a contingent permanent appointment, the position vacated by such employee shall not be filled except on a temporary or contingent permanent basis until the contingent permanent appointment matures into a permanent appointment.

(2) All appointments under this rule shall be canvassed as PERMANENT CONTINGENT PERMANENT. A copy of this rule must be included with the canvass letter.

(3) Appointments to contingent permanent position shall be made by the selection of one of the top three candidates on an appropriate eligible list willing to accept a contingent permanent appointment; there will be no re-canvassing of the eligible list in the event the contingent permanent position becomes unencumbered. Acceptance of a contingent permanent appointment will remove the person's name from the eligible list for any future contingent permanent or permanent vacancies within the department or agency in which the contingent permanent appointment was made.

(4) If a permanent vacancy becomes available in the same titles in the department or agency in which a contingent permanent appointment has been made, contingent permanent appointees may be offered a reassignment, prior to canvassing for a permanent appointment from an appropriate eligible list or prior to appointing a temporary or provisional to the position.

(5) When a position filled by a contingent permanent appointee becomes unencumbered, the contingent permanent appointee in that position shall immediately gain permanent competitive class status in the class if the required probationary period as prescribed in this rule has been satisfactorily completed.

## RULE XVII

**Transfer of eligibility for permanent appointment:** Upon the written request of an individual and the prospective appointing authority, and subject to the approval of the Commission, any individual serving in a competitive class position as a permanent appointee may be permanently appointed to another competitive class position subject to these rules without further competitive examination, provided:

A) There is no preferred list appropriate for filling the position to which appointment is sought containing the name of an eligible willing to accept appointment: AND

B) There is no departmental promotion list for the position to which appointment is sought containing the names of three or more eligibles willing to accept appointment: AND

C) The Commission determines that the examinations' scopes and qualifications for the positions held and to which appointment is sought are identical: OR

When the examinations' scopes and qualifications are not identical, the New York State Department of Civil Service has determined that the examination for the position held involved or would involve essential tests and qualifications the same as or greater than those of the position to which appointment is sought; and

D) The Commission has determined that such appointment is for the good of the service.

## **RULE XVIII**

### **1. Reinstatement:**

1. A permanent competitive class employee who has resigned may be reinstated without further examination to the position from which he/she resigned, if then vacant, or in any vacant position to which the employee was eligible for transfer or reassignment. An employee who is laid off shall be eligible for reinstatement in the same manner as an employee who had resigned.
2. All reinstatements are subject to the following terms and conditions:
  - a. The prospective appointing authority must request approval from the Commission to reinstate an individual.
  - b. A reinstatement may not be approved to a position for which a preferred list exists containing the name of an eligible willing to accept appointment.
  - c. With the exception of an employee who is being reinstated to his/her former position within one year from resignation, a reinstatement may not be approved to a position for which a promotion eligible list exists containing the names of three or more eligibles willing to accept appointment.
  - d. The Commission shall determine if the reinstatement is for the good of the service.

Reinstatement following a break in service of more than one year must also satisfy the following conditions:

1. The appointing authority must provide documentation or explanation that demonstrates to the satisfaction of the Commission that the individual requested to be reinstated possesses current knowledge and skill in the occupational field to which reinstatement is sought.
2. If the position to which reinstatement is sought requires successful completion of medical and/or physical tests for original appointment, the individual being reinstated must satisfy

these criteria immediately prior to reinstatement.

### **3. Refusal or failure to accept reinstatement from preferred list:**

A) Preferred lists shall be established for four (4) years.

B) Relinquishment of eligibility for reinstatement: The failure or refusal of a person on a preferred list, after reasonable notice, to accept reinstatement therefrom to his/her former position, or any similar position in the same salary grade for which such list is certified, shall be deemed to be a relinquishment of his/her eligibility for reinstatement, and his/her name shall thereupon be stricken from such preferred list. The name of such person may be restored to such preferred list and certified to fill such appropriate vacancies as may thereafter occur only upon request of such person and his/her submission of reasons satisfactory to the Commission for his/her previous failure or refusal to accept reinstatement.

C) Effect or refusal to accept reinstatement to lower grade position: A person on a preferred list shall be deemed to relinquish his/her eligibility for reinstatement there from by reason of his/her failure or refusal to accept reinstatement to a position in a lower salary grade than the position from which he/she was suspended or demoted. The name of such person may be withheld from further certification for reinstatement to a position in a lower salary grade than the position to which he/she failed to accept reinstatement.

D) Restoration to eligibility for reinstatement not to affect previous appointments: The restoration of the name of a person to a preferred list, or his/her restoration to eligibility for certification there from to positions in a lower salary grade than his/her former position, shall not invalidate or in any manner adversely affect any appointment, promotion, reinstatement or demotion previously made to any position to which such person would otherwise have been eligible for reinstatement from such preferred list.

## **RULE XIX**

### **Leave Of Absence**

1. A leave of absence without pay may be granted by the appointing authority in conformance with the regulations established by the appropriate legislative body, provided, however, that a permanent competitive class employee may not encumber a permanent competitive class position by a leave without pay while holding a permanent appointment to another position in the civil service of the same municipality.

2. A leave of absence without pay, not to exceed four years, shall be granted by an appointing authority to an employee who is a veteran of the Armed Forces of the United States, providing such leave of absence is for the purpose of taking courses under the educational benefits provided for in Title 38, United States Code, or under a New York State Board of Regents War Service

Scholarship, Education Law, Section 6'14. An employee taking such a leave shall be reinstated to his/her position, provided he/she make application for such a reinstatement within sixty days after the termination of his/her course of study.

## **RULE XX**

### **Resignation:**

1. Resignation in writing: Except as otherwise provided herein, every resignation shall be in writing.
2. Effective date: If no effective date is specified in a resignation, it shall take effect upon delivery to or filing in the office of the appointing authority. If an effective date is specified in a resignation, it shall take effect on such specified date. However, if a resignation is submitted while the employee is on leave of absence without pay, such resignation, for the purpose of determining eligibility for reinstatement, shall be deemed to be effective as of the date of the commencement of such absence. Notwithstanding the provisions of this section, when charges of incompetence or misconduct have been or are about to be filed against an employee, the appointing authority may elect to disregard a resignation filed by such employee and to prosecute such charges; and, in the event that such employee is found guilty of such charges and dismissed from the service, his/her termination shall be recorded as dismissal rather than a resignation.
3. Withdrawal or amendment: A resignation may not be withdrawn, canceled or amended after it is delivered to the appointing authority without the written consent of the appointing authority.
4. Voluntary demotion of permanent competitive employee: An employee, who voluntarily elects to relinquish his/her permanent competitive class status to a position and accept a demotion, must submit a statement of relinquishment to the appointing authority. Upon receipt of the statement of relinquishment by the appointing authority, the employee may be reinstated to any vacant lower salary level position for which he/she is eligible for such reinstatement as provided by these rules. Such statement or relinquishment shall not take effect until the employee is reinstated to the lower level position.

An employee may not be reinstated to a position for which a preferred eligible list is established.

## **RULE XXI**

### **Reports of appointing officers:**

For the purpose of certification of payrolls and to enable the Commission to keep an official roster of the classified service as required by law, each appointing officer, from time to time, and upon the date of the official action in each case, shall report to the Commission as follows:

- A) Every appointment or employment whether permanent, probationary, provisional, temporary or otherwise, in the classified service, with the date of commencement of service and the title and compensation of the position.
- B) Every failure to accept an appointment under his/her by a person eligible therefore, with copies of the offer or notice of appointment and the reply thereto, if any.
- C) Every discharge during or at the end of the probationary term with the date thereof.
- D) Every vacancy in a position, for whatever reason with the date thereof.
- E) Every position abolished, with the date of such abolishment.
- F) Every change of compensation in a position with the date thereof.
- G) Every promotion, giving positions from which and to which made, with the date and salaries thereof.
- H) Every transfer, giving the positions from which and to which made, with the date and salaries thereof.
- I) Every reinstatement in a position, with the date and salary thereof.
- J) Every leave of absence, with the date and duration thereof.
- K) Every new position, giving a complete description of the duties thereof.

## **RULE XXII**

### **Certification of payrolls:**

#### **1. Certification required prior to payment**

- (a) No person shall receive salary or compensation until the Commission has certified his or her employment to be in compliance with the provisions of the Civil Service Law or these Rules.
- (b) The Commission shall not certify the names of any person employed in a manner that does not comply with the provisions of the Civil Service Law or these Rules.

#### **2. Extended Certification**

- (a) The Commission may certify the employment of a person for a limited or extended period. No further certification shall be necessary for the payment of salary or compensation to

such person as long as his or her status, title, and salary grade remain unchanged during the period of the certification granted.

- (b) The Commission shall require certification of the first full payroll of the fiscal year for every civil division under its jurisdiction except school districts. The Commission shall certify the first full payroll of every school district under its jurisdiction in October every calendar year.
- (c) The Commission may, at any time, require any civil division under its jurisdiction to submit payrolls or accounts for certification in accordance with §100(1) of the Civil Service Law.
- (d) Annual certifications provided by the Commission shall be valid for a period of no more than 12 months following the scheduled date of certification established in these Rules. Certifications provided at any other time during the year shall be valid for a period not to exceed the next scheduled certification established in these Rules.

### **3. Refusal or termination of certification**

- (a) The Commission shall investigate any discrepancies between the payroll and the official roster and any other instances where the Commission finds the employment of a person may be in violation of the law or these Rules.
- (b) In any case where the Commission finds satisfactory evidence that the employment of a person is in violation of law or these Rules, or the Commission finds satisfactory evidence of intent to evade the provisions of law or these Rules in regard to the employment of any person, the Commission shall refuse certification or terminate a certification previously made and then in force.
- (c) Any refusal, termination, or revocation of a certification of any person shall be communicated in writing to the appropriate fiscal or disbursing officer.

## **RULE XXIII**

### **Position classification:**

1. Definitions. For the purpose of this rule the following definitions shall apply:

A) "Class" means one or more positions sufficiently similar with respect to duties and responsibilities to be designated by a single descriptive title and treated as a unit for the purpose of recruiting, examinations, salary and administering other personnel functions.

B) "Class title" means the designation given under these rules to a class and to each position allocated to such class.

C) "Job classification specification" means a formal written statement of the class which defines the general character and scope of the duties and responsibilities of positions in the class. It lists typical work activities, enumerates know ledges, skills, abilities and personal characteristics required for successful full performance of the work, states required minimum qualifications and indicates any special requirement for the class.

D) "Allocation" means the assignment of a position to an appropriate class as determined by the duties, responsibilities and minimum qualification requirements of the position.

E) "Reclassification" means the reallocation of a position from one class to another because of a permanent and material change of the duties of these positions.

**2. Powers and duties:** The Commission shall have the power and duty to:

A) Classify and reclassify all positions in the Civil Service of all civil divisions under its jurisdiction.

B) Prepare and maintain job classification specifications for each class of position in the competitive, non-competitive and labor jurisdictional classes and establish appropriate minimum qualifications for each class.

C) Prepare and maintain a classification specification for each class in the competitive, non-competitive and labor jurisdictional classes of the civil service divisions under its jurisdiction.

D) Investigate all matters affecting the classification and reclassification of all positions and from time to time review the duties, responsibilities and qualification requirements of all positions under its jurisdiction and make revisions in the classification of positions.

**3. Classification of vacant positions:** When a position has or is about to become vacant, the appointing officer shall file a detailed description of the duties and responsibilities of the position with a statement of suggested minimum entrance qualifications for the position with the Commission. After an analysis of the detailed description of the duties and responsibilities, the Commission shall allocate the position to an appropriate class, or if no appropriate class exists, shall create a new class and prepare a class specification for such position including a statement of appropriate minimum qualifications.

**4. Classification of new positions:** When a new position is to be created, the appointing officer shall file a detailed description of the duties and responsibilities of the position with a statement of suggested minimum entrance qualifications for the position with the Commission, prior to creating the position. After an analysis of the detailed description of the duties and responsibilities, the Commission shall allocate the position to an appropriate class, or if no appropriate class exists, shall create a new class and prepare a class specification for such new class including a statement of appropriate minimum qualifications.

## **5. Reclassification of positions. Either:**

A) The Commission may, upon its own initiative, review the duties and responsibilities and qualification requirements of any positions under its jurisdiction. Appointing authorities and employees in positions under review shall be required to complete a detailed description of the duties and responsibilities of the positions and provide such other information as determined necessary by the Commission. After an analysis of the detailed description of the duties and responsibilities, the Commission shall allocate the position to an appropriate class, or if no appropriate class exists, shall create a new class and prepare a class specification for such position including a statement of appropriate minimum qualifications. OR

B) Whenever a permanent and material change is made in the duties and responsibilities of any position, the appointing authority shall file a detailed description of the duties and responsibilities of the position with the Commission. After an analysis of the duties and responsibilities of the position, the commission shall allocate the position to an appropriate class, or if no appropriate class exists, shall create a new class and prepare a class specification for such position including a statement of appropriate minimum qualifications.

C) Any employee in the classified service may apply to the Commission for a position reclassification. Such application shall include a detailed description of the duties and responsibilities of the position since the last determination with respect to its classification. After an analysis of the duties and responsibilities of the position, the Commission shall allocate the position to an appropriate class, or if no appropriate class exists, shall create a new class and prepare a class specification for such position including a statement of the appropriate minimum qualifications.

## **6. Notice and appeals.**

The Commission shall give reasonable notice of any proposal or application for a change in classification to the appointing authority and to the employee or employees affected thereby. Any person desiring to submit facts orally or in writing in connection with the reclassification of any position shall be afforded reasonable opportunity to do so. The Commission shall then determine the proper allocation of the position. No employee, either by classification or reclassification, change of title, or otherwise, shall be promoted, demoted, transferred, suspended or reinstated except in accordance with the provisions of the Civil Service Law and these rules.

# **RULE XXIV**

## **Prohibition against questions eliciting information concerning political affiliation.**

No question in any examination or application or other proceeding by the Commission or their examiners shall be so framed as to elicit information concerning, nor shall any other attempt be made to ascertain the political opinions or affiliations of any applicant, competitor or eligible, and all disclosures thereof shall be discountenanced by the Commission and its examiners. No discrimination shall be exercised, threatened or promised against or in favor of any applicant, competitor or eligible, because of his/her political opinions or affiliation.

## **RULE XXV**

### **1. Layoff of competitive class employees.**

2. For the purpose of this rule the following terms shall mean:

A) Direct line of promotion shall be strictly construed in that in order to be considered as direct line all titles must have the same generic root.

B) Next lower occupied title shall mean the title in direct line of promotion immediately below the title from which the incumbent is suspended or demoted, unless no one is serving in that title in the layoff unit, in which case it shall be the closest lower title in direct line of promotion in that layoff unit in which one or more person do serve.

C) Layoff unit shall mean each department of a County, City, Town, Village and each School District and each special district. Authorities and community colleges shall be deemed to be separate civil divisions

D) Satisfactory service shall mean service in the last fiscal year by an employee during which he did not receive an "Unsatisfactory" performance rating and was not found guilty of misconduct or any incompetency pursuant to section seventy-five of the Civil Service Law which resulted in the imposition of any of the following penalties upon such employee:

- i. Dismissal from the service, or
- ii. Suspension without pay for a period exceeding one month; or
- iii. Demotion in grade and title.

E) (i) Permanent service shall start on the date of the incumbent's original appointment on a permanent basis in the classified service; however, in the case of disabled veterans, date of the original permanent appointment is considered to be sixty months earlier than the actual date, while non-disabled veterans are considered to have been appointed thirty months earlier than their actual date of appointment. For the purpose of this rule the definition of what constitutes a veteran or disabled veteran is contained in section eighty-five of the Civil Service Law.

(ii) A resignation followed by a reinstatement or reappointment more than one year subsequent to the resignation constitutes a break in service. The original appointment date is to be determined

from the date of reemployment; the prior service would not count.

(iii) Temporary or provisional service preceding the original permanent appointment does not count. However, temporary or provisional employment immediately preceded and followed by permanent classified service employment does not interrupt continuous service.

(iv) The permanent service of any employee who was transferred from another civil service division shall start on the date of his original permanent appointment in the classified service in the other civil division.

(v) If an employee was covered-in to a classified position upon acquisition by a civil division or an agency in which he/she was employed, his/her seniority begins on the effective date of the cover-in. As between that employee and others covered-in on the same date, they shall have the seniority held by them as among themselves in the agency before the cover-in.

## **2. Suspension**

A) When an occupied position in the competitive class is abolished, suspension is to be made from among those employees holding the same title in the same layoff unit as the abolished position.

B) Among permanent employees, the order of suspension is the inverse of the order of their original permanent appointments in the classified service. See above definition of permanent service for veterans and disabled veterans. As exception to this rule is that the blind have absolute retention rights but only if their job status.

C) A blind person may not backdate his/her permanent service if he/she also happens to be either a veteran or disabled veteran.

D) A person is considered blind if he/she is so certified by the Commission for the Blind and Visually Handicapped of the New York State Social Services Department.

E) When two or more permanent incumbents of positions in a specific title are suspended, demoted or displaced at the same time, the order in which they shall be entitled to displace shall be determined by their respective retention standing, with those having the greater retention standing entitled to displace first.

F) When several employees were originally appointed on a permanent basis from the same eligible list on the same day, their retention rights shall be determined by their rank on the eligible list, that person having the highest rank having greater retention rights over those having lower ranks.

G) All temporary, provisional and contingent permanent employees occupying these positions must be let go before any permanent employee is suspended from such position.

H) Probationary employees occupying such positions in the same title must also be suspended before any permanent employee in the layoff unit in that title who has completed his/her probationary period. Probationary employees do, however, have superior retention rights to those of contingent permanent, temporary and provisional employees.

I) The order of suspension among probationary employees shall follow the same principles as that among permanent employees.

### **3. Vertical bumping**

A) Vertical bumping occurs when an employee in a specific title to which there is a direct line of promotion, who is himself/herself suspended or displaced, displaces an employee in the next lower occupied title in direct line of promotion in the same layoff unit having the least seniority if the employee who seeks to displace has greater retention standing.

B) Where the layoff involves more than one position in a title, the order of displacement will be the inverse of the order of suspension. This is, the most senior of the suspended employees will be the first to displace. This shall apply to both vertical bumping and retreat.

C) If an employee refuses to displace a junior incumbent, he/she must be laid off. This, however, does not protect the junior incumbent from being compared in retention standing with other incumbents if other positions at the higher level are being abolished.

D) When a next lower title has been occupied by means of displacement regardless of when the displacement into the title has occurred, it is considered to be occupied for further displacement purposes; however, a next lower title which has all of its positions abolished at the same time as positions are abolished at the higher level cannot be considered as occupied. A title, which is occupied by an incumbent, temporary, provisional, contingent permanent, probationary or permanent is considered occupied for the purposes of this section.

### **4. Retreat**

A) Retreat occurs when and only when there is no lower occupied position in direct line of promotion at any level.

B) An employee may retreat by displacing the incumbent with the least retention right who is serving in a position in the title in which the displacing incumbent last served on a permanent basis prior to service in the title from which he/she is currently suspended or displaced. Retreat may only occur where the position in the title formerly held by the displacing incumbent is occupied in the competitive class, in the same layoff unit, and at a lower salary grade; the service of the displacing incumbent while in the former title must have been satisfactory, and the junior incumbent must have less retention standing than the displacing incumbent.

C) The service of the displacing incumbent in the title to which he/she is retreating need not have been in the same layoff unit as the one from which he is displaced.

D) An employee may also displace by retreat to a position in a title he/she last served on a permanent basis although he/she had intervening service in other titles as long as his/her service in each of the intervening titles was on other than a permanent basis. He/she may also displace by retreat to a position, which does not count in the computation of his/her continuous service.

E) Where a title change has been effected to better describe the duties of a position but the duties have not substantially changed since the suspended employee last served in that title, the new title will for retreat purposes be deemed to be the former title.

**5.** An employee who refuses to accept an appointment afforded by displacement for whatever reason waives all rights regarding the displacement; however, this employee's name will be entered on an appropriate preferred list.

**6.** An appointing authority may take such steps as it may deem to be necessary in order to secure binding written commitments in advance of suspension, demotion or displacement from employees potentially affected by such suspension, demotion or displacement as to their willingness to accept reassignment or displacement.

**APPENDIX A - EXEMPT POSITIONS**

**APPENDIX B – NON-COMPETITIVE POSITIONS**

**APPENDIX C - LABOR POSITIONS**

**APPENDIX D - UNCLASSIFIED POSITIONS**

**\* Denotes part time**

**Updated 07/15/10**

# Appendix A

## EXEMPT CLASS

### County Service

#### **Administrative Office:**

Administrative Officer  
Deputy Administrative Officer

#### **Board of Supervisors' Office:**

Assistant Deputy Clerk

#### **Civil Service Commission Office:**

Civil Service Administrator

#### **Columbia County Soil & Water District:**

Administrative Assistant/Secretary/Treasurer

#### **County Attorney's Office:**

Assistant County Attorney (7)  
County Attorney  
Confidential Secretary  
Deputy County Attorney  
1<sup>st</sup> Assistant County Attorney

#### **County Clerk's Office:**

Deputy County Clerk

#### **County Treasurer's Office:**

Deputy County Treasurer

#### **District Attorney's Office:**

Assistant District Attorney (8)  
Confidential Secretary  
District Attorney's Chief Investigator

## Appendix A

### Exempt Class (continued)

#### Department of Social Services:

Confidential Secretary

#### Sheriff's Department:

Confidential Secretary to the Sheriff  
Undersheriff

#### Department of Public Works:

Secretary to the Commissioner

#### Town Service:

##### In all TOWNS where the following positions exists:

Bookkeeper to Supervisor \* (*Not approved for T/O Germantown*)  
Budget Officer  
Confidential Administrative Assistant to the Supervisor (*T/O Germantown only*)  
Court Clerk (*T/O Austerlitz*)  
Deputy Supervisor\* (*T/O Germantown only*)  
Deputy Town Clerk  
Deputy Town Tax Collector  
Registrar of Vital Statistics\*  
Town Attorney  
Clerk to Town Justice (*Town of Chatham only*)

#### Village Service:

##### In all VILLAGES where the following positions exists:

Clerk/Treasurer  
Deputy Village Clerk \*  
Registrar of Vital Statistics  
Village Attorney  
Village Treasurer

## Appendix A

### Exempt Class (continued)

#### **School Districts:**

In all SCHOOL DISTRICTS where the following positions exists:

Census Taker  
School Attorney  
School District Clerk  
School District Treasurer  
School Tax Collector  
Secretary to District Superintendent (*NLSD, HCSD & Germantown School only*)

#### **Questar III:**

Clerk \*  
Assistant Treasurer  
Treasurer  
Secretary to Superintendent of BOCES  
Claims Auditor

#### **City of Hudson:**

Legal Advisor  
Secretary \*  
Administrative Aide to the Mayor

#### **Columbia-Greene Community College:**

Confidential Secretary to the President

#### **Hudson Housing Authority:**

Executive Director

## **Appendix B Non-competitive Class**

### **County Service:**

**In all offices where the following positions exists (unless otherwise noted):**

**A.**

Administrative Aides \*

Administrator for the Office of the Aging (design PI/C on 5/19/10)

Alternate Conflict Defender (PI/C)

Assistant Public Defenders (7)

Assistant Wastewater Treatment Plant Operator Trainee (PT)\* (Sewer District #1 only – population under 5000)

Assistant Wastewater Treatment Plant Operator (PT)\* (Sewer District #1 only – population under 5000)

Automotive Mechanic

**B.**

Building Maintenance Workers

**C.**

Cashier/Bookkeepers \*

Clerks \* (Emergency Management)

Clerk/Typists \*

Commissioner of Social Services (PI/C)

Commissioner of Planning & Economic Development (PI/C)

Community Liaison\*

Confidential Secretary (Public Defender)

Conflict Defender (PI/C)

Consulting Dieticians \*

Cooks

Counsels\*

County Historian

Couriers

Court Attendants \*

## **Appendix B**

## Non-competitive (continued)

### County Service: continued

#### D.

Delivery Persons \* (OFA)  
Deputy Commissioner of Social Services (PI/C)  
Deputy Director of Community Mental Health Services for Administration  
Deputy Director of Emergency Management (PT) (3)\*(PI/C)-maximum annual salary of \$4000.  
Deputy Director of Veterans Service Agency (PI/C)  
Deputy Health Commissioner \*  
Deputy Sheriff Captain (PI/C)  
Director of Central Services (DPW)  
Director of Commerce Park (PT) (PI/C)  
Director of Community Services (PI/C)  
Director of Data Processing (PI/C)  
Director of Emergency Management\* (PI/C)  
Director of Engineering  
Director of Facilities  
Director of Off Track Betting (PT) (PI/C)  
Director of Real Property Tax Service  
Director of Veterans Service Agency

#### E.

Employment & Training Director III  
Environmental Health Aides (Seasonal)  
Executive Director of County Youth Department

#### F.

Fair Housing Officer (PT)  
Fire Coordinator \*  
First Assistant Public Defender (PI/C)  
Food Service Manager (Pine Haven)

#### G.

#### H.

Head Cooks  
Head Maintenance Worker  
Home Economist \*  
Human Resources Director (PI/C)

## Appendix B

## Non-competitive Class (continued)

### County Service: continued

#### **I-J.**

#### **K.**

#### **L.**

Law Intern(s)  
Licensed Practical Nurses

#### **M.**

Machinist  
Maintenance Workers  
Medical Consultants \*  
Medical Director \* (Health Dept.)  
Microfilm Camera Operator  
Motor Equipment Operators  
Motor Equipment Operator I  
Motor Equipment Operators II

#### **N.**

Nutrition Program Assistants  
Nurses Aides II (certified)

#### **O.**

#### **P.**

Pharmacist \*  
Physical Therapist \* (Health Dept. & Social Services)  
Physical Therapy Aides  
Physician \*  
Planning Aide  
Psychologist \*  
Public Defender  
Public Defender Investigator \* (PI/C)  
Public Health Nurse in Training (2 yrs.) Health Dept.

### **Appendix B**

## Non-competitive Class (continued)

### County Service: continued

Public Health Director \* (PI/C)  
Public Health Director/Director of Patient Services

### **Q - R.**

Registered Professional Nurses, I & II  
Registered Professional Nurse \* (All divisions)

### **S.**

School Crossing Guards \*  
Security Guards (Social Services)  
Senior Automotive Mechanic I  
Senior Auto Mechanic 1/Fabricator  
Senior Automotive Mechanics  
Senior Building Maintenance Workers  
Senior Food Service Helpers  
Senior Motor Equipment Operators I  
Senior Site Managers  
Shopper  
Site Managers  
Skilled Laborers & Skilled Laborers I & II  
Social Services Attorney/Counsel to Commissioner of Social Services (PI/C)  
Staff Psychiatrist \*  
Stenographers \*  
STOP DWI Coordinator \*

### **T.**

Transportation Aides

### **U.**

### **V.**

### **W.**

Wastewater Treatment Plant Operator(s) \* (Sewer District #1 only- population under 5000)  
Welder  
Working Maintenance Foreperson

### **X, Y, Z.**

## Appendix B

### Non-competitive Class (continued)

#### ALL CIVIL DIVISIONS:

**Section 55-a - designated positions in titles where the incumbent is certified either by the Commission for the Blind and Visually Handicapped in the State Department of Social Services as being physically disabled by blindness or by the OVR State Education Department (VESID) as otherwise physically or mentally disabled.**

#### TOWNS

#### **In all Towns where the following positions exists:**

Assessor/Zoning Building Officers (Town of Hillsdale)  
Assessor I (Town of Hillsdale & Kinderhook)  
Assistant Wastewater Treatment Plant Operators  
(Town of Greenport only -population under 5000)  
Assistant Water Treatment Plant Operators  
(Town of Greenport only - population under 5000)  
Assistant Water & Wastewater Treatment Plant Operator  
(Town of Stockport (less than 5,000 population)  
Attendance Officer \*  
Bookkeepers \*  
Building Inspector \*  
Bus Drivers  
Cashier/Bookkeepers \*  
Clerk/Typist \*  
Clerk (Justice Court) \*  
Code Enforcement Officer (part time)\* (Towns less than 5,000 population)  
Constable \*  
Couriers  
Custodian \*  
Deputy Chief of Police (Town of Greenport)  
Deputy Registrar of Vital Statistics \*  
Dog Control Officer (PT)  
Fire Inspector \*  
Head Groundskeeper  
Historian \*  
Lifeguard \*  
Maintenance Workers  
Motor Equipment Operator

## Appendix B

### Non-competitive Class (continued)

#### **TOWNS:** continued

Municipal Bingo Inspector  
Police Chief, Police Officers, Police Sergeants \*  
Recreation Director \*  
Recreation Leader \*  
School Crossing Guards \*  
Senior Motor Equipment Operators  
Sewage Plant Superintendent \* (Town of Greenport)  
Skilled Laborers  
Stenographers \*  
Swimming Area Director  
Town Engineer \* (PI/C) (Town of Kinderhook only)  
Wastewater Treatment Plant Operators  
(Town of Greenport only – population under 5000)  
Wastewater Treatment Plant Operator  
(Town of Germantown only – population under 5000)  
Water Plant Operator \*  
Water Treatment Plant Operators  
(Town of Greenport– population under 5000)  
Water Works Superintendent \* (Town of Greenport)  
Water & Wastewater Superintendent  
(Town of Stockport - population under 5000)  
Watchman  
Working Foreperson  
Zoning Officer\*

#### **VILLAGES:**

**In all villages where the following positions exists:**

Account Clerk \*  
Assistant Water & Wastewater Treatment Plant Operator  
(Village of Philmont only – population under 5000)  
Bingo Inspector \*  
Building Inspector \*  
Bus Drivers  
Cashier/Bookkeepers\*  
Clerk/Typist \*  
Clerk \* (Justice Court)  
Code Enforcement Officer (part time)\* (Villages with less than 5,000 population)  
Couriers

## Appendix B

## **Non-competitive Class (continued)**

Court Clerk \*  
Dog Control Officer (PT)  
Fire Inspector \*  
Head Groundskeeper  
Librarian \*  
Lifeguard \*  
Motor Equipment Operator  
Police Officer & Police Sergeants \*  
Recreation Director \*  
Recreation Leader \*  
School Crossing Guards \*  
Secretary \*  
Sewage Treatment Plant Operator & Assistant  
Skilled Laborers  
Stenographers \*  
Street Maintenance Foreperson  
Water Plant Operator  
Water & Street Superintendent  
Water & Wastewater Superintendent (Village of Philmont only – population under 5,000)  
Working Foreperson

### **SCHOOL DISTRICTS:**

**In all school districts where the following positions exists:**

Account Clerk \*  
After School Club Instructors\*  
Assistant Head Bus Driver  
Automotive Mechanic  
Bookkeeper \*  
Branch Librarian \*  
Building Maintenance Mechanics  
Bus Drivers & Bus Driver Trainee  
Cashier/Bookkeepers\*  
Clerk/Typist \*  
Clerk \*  
Cook Manager  
Cooks  
Couriers  
Custodian \*  
General Mechanic  
Head Maintenance Worker

## **Appendix B**

## **Non-competitive Class (continued)**

### **School Districts:**

Head Bus Driver  
Head Cooks  
Interpreter for the Deaf  
Laborer/Truck Driver  
Lifeguard \*  
Licensed Practical Nurses  
Maintenance Workers  
Nurse -Teacher Aide  
Occupational Therapist \*  
Physical Therapist  
Registered Professional Nurses  
School Crossing Guards\*  
School Matron  
School Dentist\*  
School Physician \*  
Security Guards/Cleaners  
Senior Food Service Helpers  
Skilled Laborer  
Stenographers \*  
Supervisor of Attendance \*  
Supervisor of Attendance/Bus Driver (Taconic Hills School District only)  
Swimming Instructor & Assistant (seasonal)  
Teacher Aides  
Watchman/Cleaner

### **QUESTAR III: (BOCES)**

#### **In all offices of Questar III where the positions exists:**

Building Maintenance Mechanics  
Bus Driver & Driver Trainers  
Cashier/Bookkeepers\*  
Clerk/Typist \* & Clerks\*  
Cooks  
Couriers  
Director of Institutional Advancement (PI/C)  
Graphic Arts Designers  
Head Bus Drivers  
Interpreter for the Deaf  
Job Coach \*  
Laborer-Truck Drivers

## Appendix B

### Non-competitive Class (continued)

#### **QUESTAR III: (BOCES) continued**

Licensed Practical Nurses  
Occupational Therapist \*  
Physical Therapist \*  
Registered Professional Nurses  
Security Guards/Cleaners  
Senior Food Service Helpers  
Senior Typist \*  
Skilled Laborer  
Teacher Aides

#### **Columbia Greene Community College:**

Cashier/Bookkeepers\*  
Clerks\*  
Clerk/Typist \*  
Couriers  
General Mechanic (2)  
Head Maintenance Worker  
Interpreter for the Deaf  
Telephone Operators \*

#### **City of Hudson:**

Assessor I  
Bingo Inspector \*  
Bus Drivers  
Cashier/Bookkeepers\*  
City Electrician  
Clerk \*  
Cooks  
Couriers  
Dog Control Officer (PT)

## Appendix B

## Non-competitive class (continued)

Lifeguards \*  
Maintenance Workers  
Mechanic  
Motor Equipment Operator  
Parking Enforcement Officers \*  
Plumbing Inspector \*  
Recreation Supervisor \*  
Reservoir Caretaker \*  
School Crossing Guards  
Senior Food Service Helpers  
Senior Motor Equipment Operator  
Senior Auto Mechanic  
Stenographer \*  
Swimming Area Director  
Water Maintenance Workers  
Working Forepersons

### **Hudson Housing Authority:**

Building Maintenance Mechanic  
Maintenance Workers

## Appendix C

### Labor

#### **County Service:**

**In all county offices where the following positions exists:**

Aging Service Aides  
Attendants  
Cleaners  
Dietary Aides  
Food Service Helpers  
Homemaker/ Home Health Aides  
Hospital Aides  
Housekeepers  
Laborers  
Laundry Workers  
Leisure Time Activities Aides  
Occupational Therapy Aides  
Recreation Attendants  
Seamstress  
Site Workers

#### **Towns:**

**In all towns where the following positions exists:**

Cleaners  
Dog Enumerator \*  
Laborers  
Recreations Attendants  
Fire Warden (Town of Greenport)

#### **Villages:**

**In all villages where the following positions exists:**

Caretaker of the Village Clock \* (Village of Chatham)  
Cleaners  
Laborers  
Recreation Attendants

## Appendix C

### Labor (continued)

#### **City of Hudson:**

Churchtown Reservoir Caretaker  
Cleaners  
Food Service Helpers  
Keeper of the Clock  
Laborers  
Recreation Attendants  
Laborers Grade II, III, IV, V

#### **All School Districts:**

Bus Attendants \*  
Cleaners  
Food Service Helpers  
Laborers  
Occupational Therapy Aides  
School Monitors  
Student Helpers

#### **Questar III (BOCES):**

Bus Attendants  
Cleaners  
Food Service Helpers  
Laborers  
Laundry Workers  
Occupational Therapy Aides  
School Monitors

# Appendix D

## Unclassified

### County Service:

Administrator of Self-Insurance Program  
All members, officers and employees of Board of Elections  
All Elected officials  
Budget Officer  
Clerk of the Board of Supervisors  
Commissioner of Columbia County Dept. Of Public Works  
Coroners  
County Clerk  
County Treasurer  
Deputy Clerk of the Board of Supervisors  
District Attorney  
Eight Members of the County Board of Health  
Legislative Aide I (Board of Supervisors)  
Sheriff of Columbia County  
Three members of the Equalization Committee  
Three members of the Civil Service Commission

### Towns:

Board of Assessors  
Councilmen  
Justice of the Peace  
School Directors  
Superintendent of Highways  
Town Supervisor  
Town Tax Collector  
Town Clerk

### Villages:

Board of Assessors  
Mayor of the Village  
Police Justice  
Trustees  
Village Clerk  
Water Commissioner (3) (Village of Chatham)

## Appendix D

### Unclassified (continued)

#### **City of Hudson:**

City Clerk  
City Treasurer  
Commissioner of Cemeteries  
Commissioner of Public Works  
Commissioner of Youth  
Fire Commissioner  
Fire Chief  
Mayor  
Members of Board of Plumbers  
Police Commissioner

#### **Fire Districts:**

Fire Commissioners

#### **In all Civil Divisions where the positions exist:**

All Elected Officials

#### **School Districts including BOCES and Community Colleges:**

All positions certified by the Commissioner of Education of the State of New York or the Chancellor of the State University of New York in accordance with Section 35 (G) and (I) of the Civil Service Law.

**\*Denotes part time**