

Int. No.

By Council Member \_\_\_\_\_

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to restoration of candidates to promotional eligible lists.

**Be it enacted by the Council as follows:**

Section 1. Declaration of Legislative Intent and Findings. The Council finds that hundreds of eligible employees of the city and related public employers who are on promotional lists are "considered but not selected" by their respective agencies, often without interviews. After three such "considered but not selected" actions, the employees are removed from the agency's promotional list. When the agency list is exhausted, many agencies feel free to hire or promote pure provisional employees who have never taken or passed a civil service examination. This situation undermines the civil service law and the merit and fitness system on which it is based. The Council wishes to uphold the merit and fitness requirements of city employees by enacting this legislation.

§2. Chapter 2 of Title 12 of the Administrative Code is hereby amended by adding a new §12-206 to read as follows:

§ 12-206 City employees on eligible promotion lists. When a city agency exhausts a promotion list any time prior to the establishment of a new promotion list, such agency shall restore to the eligible list all candidates who were "considered and not selected" pursuant to §61 of the Civil Service Law.