

ULSTER COUNTY CIVIL SERVICE RULES AND REGULATIONS

AMENDMENTS APPROVED BY THE NEW YORK STATE
CIVIL SERVICE COMMISSION ON:

May 9, 1962
December 17, 1964
December 15, 1965
March 23, 1966
April 21, 1966
July 27, 1967
September 14, 1967
June 22, 1971
January 23, 1973
June 25, 1975
January 27, 1976
October 27, 1976
November 23, 1976
November 17, 1977
June 21, 1978
February 14, 1979
May 15, 1979
September 19, 1979
February 27, 1980
December 17, 1980
May 28, 1981
October 6, 1981
April 3, 1991
July 2, 1991
June 16, 1992
November 18, 1992
April 22, 1993
March 15, 1994
July 26, 1994
February 27, 1993
May 29, 1997
February 9, 1998
September 14, 1998
February 27, 2001
May 19, 2003
January 15, 2004
July 15, 2008
December 15, 2015
May 9, 2017
June 20, 2017
October 17, 2017
September 18, 2018
October 16, 2018
November 13, 2018
December 11, 2018
January 9, 2019
June 19, 2019
July 17, 2019
October 16, 2019
February 12, 2020

March 11, 2020
June 10, 2020
September 16, 2020
February 10, 2021
March 10, 2021
January 12, 2022
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June 15, 2022
September 14, 2022
November 16, 2022
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**CONSTITUTION OF
THE STATE OF NEW YORK**

ARTICLE V: Section 6:

Civil Service Appointments and Promotions - Veterans' Preference: 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 until January first, nineteen hundred fifty-one, any member of the Armed Forces of the United States who served therein in time of war, who is a citizen and resident of this State and was a resident at the time of his or her entrance into the Armed Forces of the United States and was honorably discharged or released under honorable circumstances from such service, shall be entitled to the preferences granted by the provisions of former section six of this article, which shall continue in effect until such date, notwithstanding its repeal by the concurrent resolution of the Senate and Assembly adding this section, and provided, further, that on and after such date, any such member shall, in lieu of such preference, 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, is receiving disability payments therefore from the United States Veterans' Administration, and his or her disability is certified by such administration to be in existence at the time of his or her application for appointment or promotion, he or she 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 has qualified in an examination and shall be granted only at the time of establishment of an eligible list, except that eligible lists in existence on January first, nineteen hundred fifty-one shall be revised by adding the applicable credits provided herein for such members of the armed forces. No such member shall receive the additional credit granted by this section after he has received one appointment either original entrance or promotion, from an eligible list on which he was allowed the additional credit granted by this section. The legislature may provide by law for preference in retention of such members in case of the abolition or elimination of positions in the civil service. Laws shall be enacted to provide for the enforcement of this section.

**RULES FOR THE CLASSIFIED
CIVIL SERVICE
OF ULSTER COUNTY**

PURPOSE AND EFFECT:

It is hereby declared to be the purpose of these rules to provide an orderly and uniform system for the administration of civil service in the **County of Ulster** on a basis of merit and fitness as provided in the Civil Service Law of the State of New York. These rules have the force and effect of law, and apply to all positions in the classified service of the **County of Ulster** as well as the towns, villages and special districts therein. These rules may be amended by the Personnel Officer after public hearing and subject to the approval of the State Civil Service Commission.

RULE I - DEFINITIONS

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. "Personnel Officer" means the Personnel Officer of the County of Ulster.
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 an aggregation of duties to be performed and 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 Personnel Officer as a public record which contains the names of those persons who have successfully completed 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 (1/2) of the rate assigned to the position if the position has been allocated to a graded salary schedule.
7. "Transfer" means the change, without further examination, of a permanent employee from a position under the jurisdiction of one appointing authority 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. "Civil Division" means County, Town, City, Village, School District or Special District. For the purposes of these definitions, "Municipality" shall have the same meaning as Civil Division.

RULE I - DEFINITIONS (continued)

10. "Seasonal Employee" means an employee who works a period of temporary employment where the period is defined by a designed starting and ending date. Cannot exceed three (3) months in duration and cannot occur more than once a year.

RULE II - ORGANIZATION OF THE PERSONNEL OFFICE

The Personnel Office shall consist of a Personnel Officer and such subordinates and employees within available appropriations as the Personnel Officer may deem necessary or proper to carry out the purposes of these rules and the law. The Personnel Officer shall fix the duties of these employees. The Personnel Officer shall keep a true and accurate record of all his/her official actions, which shall be open to public inspection.

RULE III - EXEMPT CLASS

1. Positions approved by the State Civil Service Commission for placement in the exempt class shall be listed in Appendix A of these rules and made a part hereof.

2. Positions in the exempt class are those for which competitive or non-competitive examinations or other qualification requirements are not practicable. (Civil Service Law, Section 41)

RULE IV - NON-COMPETITIVE CLASS

1. Positions approved by the State Civil Service Commission for placement in the non-competitive class shall be listed in Appendix B of these rules and made a part hereof.

2. A position in the non-competitive class may be filled by the appointment of a person who meets the minimum qualifications established for such position by the Personnel Officer. 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 Personnel Officer. Such appointment shall become effective only after approval by the Personnel Officer.

RULE V - LABOR CLASS

1. Positions approved by the State Civil Service Commission for placement in the labor class shall be listed in Appendix C of these rules and made a part hereof.

2. A position 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 Personnel Officer 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 SERVICE

Positions approved by the State Civil Service Commission for placement in the unclassified service shall be listed in Appendix D of these rules and made a part hereof.

RULE VII - RECRUITMENT OF PERSONNEL

1. Residence Preference - When preference in certification is given to residents of a municipality pursuant to subdivision 4-a of Section 23 of the Civil Service Law, an eligible must have been a resident of such municipality for at least one month 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 appointment.

2. Announcements of Examinations - The public announcement of an examination shall specify the application fee, if any, the title, the duties of the position, the minimum qualifications required, the issue date, the final date for filing applications in person or the last postmark date when filing by mail, 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 promotion examinations shall be made at least twenty-five days before the date of the examination and must be conspicuously posted in a public place for fifteen days. The last day for filing applications shall be not less than ten days before the date of the examination.

RULE VIII - APPLICATIONS

1. Applications of candidates for positions in the classified service must be addressed to the Personnel Officer at the office of the Personnel Officer and be made on the form prescribed by the Personnel Officer.

2. The Personnel Officer 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. Appointing Officer may see application; restrictions: A candidate's application for examination may be exhibited, upon request, to the appointing officer to whom his/her name is certified, or to his/her representative; provided, however, that information therein relating to the candidate's national origin or indicating whether his/her citizenship is by birth or naturalization shall not be divulged. Before a candidate's application for 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. An 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.

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

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

RULE X - EXAMINATIONS

1. Examinations prepared and rated by the New York State Civil Service Department:
 - a. For examinations prepared and rated by the State Civil Service Department, the provisions 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.

2. Examinations prepared and/or rated by the Personnel Officer:
 - a. The Personnel Officer shall adopt a system to conceal the identity of the candidates' papers 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 Personnel Officer may, after the announcement of an examination is made, subdivide the written examination into parts and require a passing mark of 70 in each of 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 ensure that a stenographic or recording device record of all the questions and answers 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 examination, 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 Personnel Officer and in the presence of a designated

RULE X - EXAMINATIONS (continued)

representative of the Personnel Officer provided he/she makes his/her request, for such inspection, in writing, within ten (10) days of the date of the postmark of such notice. The examination papers of a candidate shall be exhibited only to the candidate except that a candidate may bring a consultant to review the record of an oral examination. The consultant must be approved by the Personnel Officer prior to the review and may not be an individual who was in any way involved in the preparation, conduct, or administration of the examination.

- f. A candidate who wishes to appeal to the Personnel Officer from his/her rating in one, or more, or all of the subjects of an examination must submit such appeal in writing within twenty days after the earliest date on which his/her examination papers were made available for his/her 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 reviews of practical or performance examinations.
3. 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.
- a. 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
 - b. 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

RULE X - EXAMINATIONS (continued)

the Commission to have violated the provisions 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 civil service examination for a period of five years.

4. Examinations generally:

- a. The Personnel Officer may at any time during the life of an eligible list, resulting from any examination except as provided in 1.b., 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 not affect the status of any person previously appointed from such eligible list.

RULE XI - ELIGIBLE LISTS

1. Every candidate who attains a passing mark 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 rating in the examination, they shall be ranked in accordance with such uniform, impartial procedure as may be prescribed therefore by the Personnel Officer.
2. The date of the establishment of a list shall be the date fixed therefor by the Personnel Officer, and shall be entered on such list. The duration of all eligible lists shall be fixed by the Personnel Officer prior to the establishment of such lists, but shall not be less than one 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 eligible list is given to such candidates. Where the duration of an eligible list is fixed at less than four years, the Personnel Officer, may, 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, or by public notice, of the extension of the eligible list.
3. Eligible lists shall be open to public inspection at the office of the Personnel Officer. The names of persons who failed to receive a passing grade on the examination shall not be disclosed to the public.
4. The Personnel Officer shall have power in his/her discretion to correct any error and amend any eligible list where it appears that an error has been made. The Personnel Officer shall have 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 by the Personnel Officer and reported to the State Civil Service Commission.

RULE XII - CERTIFICATION

1. The Personnel Officer 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 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 Personnel Officer to an appointing authority shall be valid for a period of sixty days from the date of its issuance. After the expiration of such sixty day period, no appointment shall be made from this certification. No extensions shall be granted for any certification, beyond the original sixty day period.
3. When an eligible is canvassed for appointment or is offered appointment in writing and fails to state his/her willingness to accept such appointment within ten business days after the mailing of such canvass or offer, he/she shall be considered ineligible when making selection for such particular appointment. When an eligible fails to respond to a canvass letter, as aforementioned, his/her name shall be restricted from further certification from the eligible list. Thereafter, the eligible may request that his/her name be restored to active status on such list, provided the list is still in existence. Such requests shall be in writing/email/fax. The eligibles name may be restored to active status on such list if the Personnel Officer in his/her discretion determines that the reasons for the previous non-response are satisfactory.
4. The name of the person declining appointment shall be eliminated from further certification from the eligible list unless declination is for one of the following reasons: (a) insufficiency of compensation; (b) geographical location of employment; (c) agency in which the position exists; (d) not interested at this time; (e) other reason deemed acceptable by the Personnel Officer. The Personnel Officer shall enter upon the eligible list the reasons for his/her action in such cases.
5. Except as otherwise provided herein, 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 appointment. The term

RULE XII - CERTIFICATION (continued)

"ranking" as used herein refers to the order in which the names of eligibles appear on the eligible lists as provided in rule eleven.

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 officer may nominate to the Personnel Officer 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 equivalent character within the last four years from the date of 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 person 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 permanently encumbered competitive class position if the appointment or promotion from such list would require the layoff of a permanent employee; but this provision shall not apply if the incumbent whose position was reclassified has, following such reclassification, either 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, at the next lower level position, is nominated for non-competitive promotion examination in accordance with Section 52(7) of Civil Service Law, the Personnel Officer, may determine that the examination that shall be appropriate for such non-competitive promotion may consist of a review of the candidate's training and experience at the time of nomination. If the Personnel Officer 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 appointment to the promotional position; such appointment shall require successful completion of a probationary term as prescribed in these Rules.

RULE XIII - PROMOTIONS

1. In order to be eligible to participate in a promotion examination or to be promoted, a candidate must have been employed in a 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 Personnel Officer. The Personnel Officer shall determine the minimum period of such service for eligibility to enter a promotion examination, and may also prescribe a minimum period of such service as a qualification for promotion from the resulting eligible list.
2. Any candidate 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 successive examinations for such promotion shall not thereafter be eligible for employment in such position, except by appointment or promotion from an eligible list following competitive examination.
3. Promotion examinations for non-competitive class employees shall, in addition to the requirements of Civil Service Law, Section 52(12), require that applicants shall have been employed in a full-time position.

RULE XIV - PROBATIONARY TERM

1. Probationary term

- a. Except as herein otherwise provided, every permanent appointment from an open-competitive list and every permanent appointment to a position in the non-competitive, exempt or labor class shall be for a probationary term of not less than eight 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 not less than twelve nor more than fifty-two weeks.
- c. The probationary term for Police Officer, Deputy Sheriff, Firefighter and Correction Officer positions shall be not less than twelve nor more than fifty-two weeks.
- d. Every permanent appointment from a promotion eligible list shall be for a probationary term of not less than eight nor more than twenty-six weeks.
- e. An appointment shall become permanent upon the retention of the probationer after his/her completion of the maximum period of probation or upon earlier written notice following completion of the minimum period of probation that his/her probationary term is successfully completed. A copy of such notice shall be sent to the Personnel Officer.

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 probation, and on or before completion of the maximum period of probation 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

RULE XIV - PROBATIONARY TERM (continued)

or contingent permanent 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 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. For the purpose of this subdivision, the term promotion shall include the appointment of an employee to a higher salary level or graded position in the competitive, non-competitive or exempt class.

4. Absence during probationary term - Any periods of authorized absence during the probationary term, may, in the discretion of the appointing authority, be counted as time served in the probationary term. However, a probationer must serve, and shall not be absent from work a minimum of eight weeks in order to successfully complete probation. The minimum and maximum period of the probationary term of any employee shall be extended by the number of work days 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. A copy of such notice must be sent to the Personnel Officer.
5. Report on 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 probation term, advise the probationer of his/her status and progress. A probationer whose services are to be terminated for unsatisfactory service shall 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 representatives.
6. Restoration to 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 Personnel Officer in his/her discretion determines that the probationer should be given a second opportunity for appointment.
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

RULE XIV - PROBATIONARY TERM (continued)

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 appointing authority, such probationer at his/her request, shall be returned to his/her lower position for sufficient time to permit him/her to complete his/her 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 if it 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 75 of the Civil Service Law, or applicable negotiated disciplinary procedures, at any time during the probationary term, to remove a probationer for incompetency or misconduct.
9. 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 upon the original appointment to such position.
10. Notwithstanding any other provision of these Rules, if a Police Officer is promoted to a higher rank for which he/she has met all requirements of eligibility for permanent promotion except training requirements applicable under Section Two Hundred Nine-Q of the General Municipal Law, he/she shall be deemed to be on leave of absence from the lower rank position from which he/she was promoted pending completion of such training. During such period such lower rank position may not be filled except on a temporary or contingent permanent basis. In the event of his/her failure to successfully complete such training within the time allowed therefore, he/she shall be restored to such lower rank position.

RULE XV - TRAINEE APPOINTMENTS

1. The Personnel Officer may require that permanent appointment or promotions to designated position shall be conditioned 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 Personnel Officer. Upon the satisfactory completion of such training term, and of 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. 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.
 - a. For the purposes of this rule, appointment or promotion to the position of Police Officer, Deputy Sheriff, Firefighter and Correction Officer shall be considered as Trainee appointments. The term of training shall conform with the maximum time prescribed by statute for successful completion of the required training programs.

**RULE XVI - EFFECT OF TEMPORARY OR PROVISIONAL APPOINTMENT ON
STATUS OF APPOINTEE**

1. Effect of temporary appointment on eligibility for permanent appointment - 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 permanent appointment.
 - b. A provisional appointee may return to his/her permanent position at any time during 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 purposes of this rule, a failure to appear for an appropriate examination shall constitute a failure on an appropriate examination.
 - b. The term of provisional appointment shall end within the time period prescribed in subdivision 3 of section sixty five of the Civil Service Law or upon the receipt of the results of an examination wherein no candidates passed the appropriate examination. A provisional appointee, who fails to qualify on an appropriate examination, may be authorized a second provisional appointment at the discretion of the appointing authority and the Personnel Officer if the eligible list contains less than three eligibles

RULE XVI - EFFECT OF TEMPORARY OR PROVISIONAL APPOINTMENT ON STATUS OF APPOINTEE (continued)

from which to make a permanent appointment to the position.

4. Contingent permanent appointments

a. A position left temporarily vacant by the leave of absence of the 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:

- 1) Probationary Period: All appointments under this rule shall be required to complete the probationary period for original appointment or promotion as prescribed in this rule.
- 2) Return of Incumbents: In the event of a layoff or if the permanent incumbent returns from leave of absence, persons holding positions on a contingent permanent basis shall be displaced before any persons 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.
- 3) Preferred List: Upon displacement, if the contingent permanent appointee was appointed 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

RULE XVI - EFFECT OF TEMPORARY OR PROVISIONAL APPOINTMENT ON STATUS OF APPOINTEE (continued)

permanent appointment was made.

- 4) 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.
- b. All prospective appointees under this rule shall receive a copy of this rule and be canvassed as "permanent-contingent permanent".
 - c. Contingent permanent appointments from eligible lists shall be made by 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.
 - d. If a permanent vacancy becomes available in the same title in the department or agency in which a contingent permanent appointment has been made, contingent permanent appointees may be offered reassignment, prior to canvassing for a permanent appointment from an appropriate eligible list or prior to appointing a temporary or provisional to the positions.
 - e. 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.
 - f. When a permanent competitive class employee accepts a contingent permanent appointment in the same civil division, 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.

RULE XVII - TRANSFERS

1. 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 Personnel Officer, 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. 1) The Personnel Officer determines that the examinations' scopes and qualifications for the positions held and to which appointment is sought are identical; or

2) When the examinations' scopes and qualifications are not identical, the New York State Department of Civil Service has determined that the examination for the positions 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 Personnel Officer has determined that such appointment is for the good of the service.

RULE XVIII - REINSTATEMENT

1.

- a) 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 he/she was eligible for transfer or reassignment. An employee that is laid off shall be eligible for reinstatement in the same manner as an employee who had resigned.

All reinstatements are subject to the following terms and conditions:

- i. The prospective appointing authority must request approval from the Commission/Personnel Officer to reinstate and individual.
- ii. 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.
- iii. 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 which a promotion eligible list exists containing the names of three or more eligibles willing to accept appointment.
- iv. The Commission/Personnel Officer shall determine if the reinstatement is for the good of the service.

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

- i. The appointing authority must provide documentation or explanation that demonstrates to the satisfaction of the Commission/Personnel Officer that the individual requested to be reinstated possesses current knowledge and skill in the occupational field to which reinstatement is sought.
 - ii. If the Position to which reinstatement is sought requires successful completion of medical and/or physical agility tests for original appointment, the individual being reinstated must satisfy these criteria immediately prior to reinstatement.
- b) An employee that is laid off from the civil service of a municipality shall be eligible for reinstatement in the same manner as an employee who has resigned.

RULE XVIII - REINSTATEMENT (continued)

2. Refusal or failure to accept reinstatement from preferred list
- a) Preferred list eligibility shall continue for four years.
 - b) The failure or refusal of a person on a preferred list, after reasonable notice, to accept reinstatement to his/her former position, or any similar position in the same salary or salary grade for which list is certified, shall be deemed to be a relinquishment of his/her eligibility for reinstatement, and his/her name shall be stricken from such preferred list. The name of such person may be restored to such preferred list and certified to fill appropriate vacancies as may occur only upon the request of such person and his/her submission of reasons satisfactory to the Commission/Personnel Officer for his/her previous failure or refusal to accept reinstatement.
 - c) A person on a preferred list shall not be deemed to relinquish his/her eligibility for reinstatement by reason of his/her refusal or acceptance of 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 or refused to accept reinstatement.
 - d) The restoration of the name of a person to a preferred list, or his/her restoration to eligibility for certification 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, not to exceed one year, may be granted to an employee by an appointing officer. Notice of such leave of absence shall be given to the Personnel Officer. Where a leave of absence without pay has been granted for a period which aggregates one year, a further leave of absence without pay shall not be granted unless the employee returns to his/her position and serves continuously therein for three months immediately preceding the subsequent leave of absence. Notice of such subsequent leave of absence shall also be given to the Personnel Officer.
2. In an exceptional case, for good cause shown, and upon submission by the employee or by his/her representative, a statement, in writing, detailing the purpose of such leave, and upon consultation with the appointing authority, the Personnel Officer may waive the provisions of this rule to permit a leave of absence granted incrementally, to a maximum of four years. An employee taking such a leave shall be reinstated to his/her position, provided he/she makes application for such reinstatement within sixty days after the termination of the stated purpose of the leave of absence.
3. A permanent competitive class employee may not encumber a permanent competitive class position by leave without pay while holding a permanent appointment to another position in the civil service of the same municipality.
4. A leave of absence without pay, not to exceed four years, shall be granted by an appointing officer to an employee who is a veteran of the Armed Forces of the United States, provided such a 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 614. An employee taking such a leave shall be reinstated to his/her position, provided he/she makes application for such reinstatement within sixty days after the termination of his/her courses 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 with the appointing official. 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 incompetency 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 a 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 official, 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 deliver 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 in these rules. Such statement of 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.

For the purpose of this subdivision, when an employee who is permanently promoted from a lower level to a higher level position successfully completes the applicable probationary term, such promotion shall be deemed to be a resignation from the lower level position.

If an employee who, in accordance with subdivision four (4) above, relinquishes his/her permanent competitive class status to a position and accepts a demotion, such employee shall not

RULE XX - RESIGNATION (continued)

relinquish, if eligible in accordance with the rules, eligibility for reinstatement to the vacated position.

RULE XXI - REPORTS OF APPOINTING OFFICERS

For the purpose of certification of payrolls and to enable the Personnel Officer 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 Personnel Officer 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 him/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 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 abolition.
- 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 salaries and date 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.
- l. Such other information as the Personnel Officer may require.

In order to carry out the provisions of this rule, the Personnel Officer may, in his/her discretion, prescribe forms to be utilized by the appointing officer(s).

RULE XXII - CERTIFICATION OF PAYROLLS

1. Extended certification - The Personnel Officer 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, so long as his/her title and salary grade remain unchanged and during such stated period, except as to the first payment for services in each fiscal year and, if required by the Personnel Officer, the first payment for services in the second half of each fiscal year. Nothing herein shall be construed to prevent or preclude the Personnel Officer from terminating or rescinding a certification at any time by giving notice thereof to the appropriate fiscal or disbursing officer.
2. Temporary certification - When the name of any person is first submitted for certification following his/her appointment, reinstatement, promotion, transfer, or any other change in status, and the Personnel Officer requires further information or time to enable him/her to make a final determination thereon, the Personnel Officer may certify such person temporarily pending such final determination. In such event the Personnel Officer shall immediately request the necessary additional information from the appointing authority, who shall furnish forthwith. If such information is not furnished within the time specified by the Personnel Officer, or if the Personnel Officer finds, following receipt of such information, that the employment of such person is not in accordance with the law and rules, the Personnel Officer shall immediately terminate such certification by notice to the appropriate fiscal or disbursing officer.
3. Refusal or termination of certification - Upon satisfactory evidence of intention to evade the provisions of the law and of these rules in assigning any employee to perform duties other than those for which he/she was examined and certified or under any title not appropriate to the duties to be performed, the Personnel Officer shall refuse certification or terminate a certification previously made and then in force.

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. "Class 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, lists typical work activities, enumerates knowledge, skills, abilities, and personal characteristics required for successful full performance of the work, states required minimum qualifications, and indicate any special requirements of 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 that position.
2. Power and Duties - The Personnel Officer shall have power and duty to:
 - a) Classify and reclassify all positions in the civil service of all civil divisions under his/her jurisdiction.
 - b) Prepare and maintain class specifications for each class of positions in the competitive, non-competitive and labor jurisdictional classes and establish appropriate minimum qualifications for each class.
 - c) 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

RULE XXIII - POSITION CLASSIFICATION (continued)

his/her jurisdiction and to 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 and a statement of suggested minimum entrance qualifications for the position with the Personnel Officer. After an analysis of the detailed description of duties and responsibilities, the Personnel Officer 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 and a statement of suggested minimum entrance qualifications for the position with the Personnel Officer, prior to creating the position. After an analysis of the detailed description of the duties and responsibilities, the Personnel Officer 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 Personnel Officer may, upon its own initiative, review the duties and responsibilities and qualification requirements of any position 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 Personnel Officer. After an analysis of the detailed description of the duties and responsibilities, the Personnel Officer 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 Personnel Officer. After an

RULE XXIII - POSITION CLASSIFICATION (continued)

analysis of the duties and responsibilities of the position, the Personnel Officer 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

- c. Any employee in the classified service may apply to the Personnel Officer 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 Personnel Officer 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.
6. Notice of Appeals - The Personnel Officer 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 Personnel Officer 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.

For subdivisions (3) through (6) above, the Personnel Officer may in his/her discretion, prescribe forms to be utilized by the appointing officer(s) and/or employee(s).

**RULE XXIV - PROHIBITION AGAINST QUESTIONS ELICITING INFORMATION
CONCERNING POLITICAL AFFILIATION**

No question in any examination or application or other proceeding by the Personnel Officer or his/her 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 Personnel Officer and his/her 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 - LAYOFF OF COMPETITIVE CLASS EMPLOYEES

1. 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 that 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 persons do serve.
 - c. Layoff unit shall mean each department of a county, city, town, village, 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/she did not receive an "Unsatisfactory" performance rating and was not found guilty of misconduct or 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:
 - 1) dismissal from the service; or
 - 2) suspension without pay for a period exceeding one month; or
 - 3) demotion in grade and title.
 - e.
 - 1) 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, and spouses of veterans with 100% service connected disability, the date of 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 purposes of this rule the definition of

RULE XXV - LAYOFF OF COMPETITIVE CLASS EMPLOYEE (continued)

what constitutes a veteran, disabled veteran, or the spouse of a veteran with 100% service connected disability, is contained in Section Eighty-five of the Civil Service Law.

- 2) 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.
- 3) 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.
- 4) The permanent service of any employee who was transferred from another civil division shall start on the date of his/her original permanent appointment in the classified service in the other civil division.
- 5) If any employee was covered-in to a classified position upon acquisition by a civil division of 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. An exception to this rule is that the

RULE XXV - LAYOFF OF COMPETITIVE CLASS EMPLOYEES (continued)

blind have absolute retention rights but only in 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 that 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 positions.
- 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

RULE XXV - LAYOFF OF COMPETITIVE CLASS EMPLOYEES (continued)

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. That 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 standings 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.

RULE XXV - LAYOFF OF COMPETITIVE CLASS EMPLOYEES (continued)

- 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/she 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 title 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 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.

RULE XXVI - PRE-TERMINATION HEARING

1. Whenever an employee is to be terminated under Section 73 of the Civil Service Law following leave of absence occasioned by ordinary disability, or under Section 71 following exhaustion or termination of Workers' Compensation leave, he/she must be afforded an opportunity for a hearing to contest the decision before such termination is to take effect.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

COUNTY SERVICE

In the Arson Task Force

Chairperson, Arson Task Force

In the Civil Defense Department

Civil Defense Director

In the Civil Service Commission

Executive Secretary

In the Community College

Secretary to the President

In the Department of Information Services

Deputy Director of Information Services

In the Department of Public Works

Deputy Commissioner for the Department of Public Works (Buildings and Grounds-Capital Projects)

Deputy Commissioner for the Department of Public Works (Buildings and Grounds-Maintenance)

Deputy Commissioner for the Department of Public Works (Finance)

Deputy Commissioner for the Department of Public Works (Fleet)

In the Office of the Comptroller

Deputy Comptroller

In the Office of the County Administrator

Confidential Secretary to the County Administrator

Deputy County Administrator (2)

In the Office of the County Attorney

Assistant County Attorneys (7)

Confidential Secretary to the County Attorney

County Attorney

In the Office of the County Auditor

Deputy County Auditor

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

COUNTY SERVICE

In the Office of the County Clerk

Confidential Secretary to the County Clerk
Deputy County Clerks (4)

In the Office of the County Executive

Assistant Deputy to the County Executive (2)
Confidential Secretary (County Executive)
Deputy County Executives (3)

In the Office of the County Purchasing Agent

Deputy County Purchasing Agent

In the Office of the Ulster County Traffic Safety Board

Executive Secretary, Traffic Safety Board

In the Office of the County Treasurer

Confidential Secretary to the County Treasurer
Deputy County Treasurers (2)

In the Office of the District Attorney

Assistant District Attorneys (27)
Confidential Secretary

In the Sheriff's Department

Confidential Secretary to the Sheriff
Undersheriff

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

TOWN SERVICE

In All Towns Where They May Exist

Bookkeeper to Supervisor OR Bookkeeper/Secretary to Supervisor OR

Secretary to Supervisor

Clerk to Justice (2)

Deputy Town Clerk

Secretary to Highway Superintendent (Elected Highway Superintendent)

Secretary to Planning Board

Secretary to Planning Board and Zoning Board

Secretary to Zoning Board of Appeals

Town Attorney

Town Planning Board Members

Town Zoning Board Members

In the Town of Shandaken

Deputy Town Clerk and Tax Collector

In the Town of Shawangunk

Town Administrator

Board of Assessment Review Members (5)

In the Towns of Denning, Esopus, Gardiner, Hurley, Kingston, Lloyd, Marbletown, Marlborough, New Paltz, Olive, Rochester, Saugerties, and Shawangunk

Deputy Highway Superintendent (Elected Highway Superintendent)

In the Towns of Denning, Kingston, Lloyd, Marlborough, New Paltz, Olive, Saugerties, Shandaken, Ulster and Wawarsing

Deputy Town Clerks (2)

In the Towns of Lloyd, Marbletown, Marlborough, New Paltz, Plattekill, Rosendale, Shawangunk and Ulster

Deputy Town Supervisor

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

TOWN SERVICE

In the Towns of Hardenburgh, Hurley, Kingston, Lloyd, Marbletown, Marlborough, Plattekill, Rochester, Saugerties, Shawangunk
Budget Officer

In the Towns of Esopus, Hurley, Marbletown, Rochester, Rosendale, Shawangunk and Woodstock
Deputy Town Clerks (3)

In the Town of Plattekill
Board of Assessment Review Members (5)

In the Towns of Denning, Esopus, Gardiner, Hardenburgh, Hurley, Kingston, Lloyd, Marbletown, Marlborough, New Paltz, Olive, Plattekill, Rochester, Rosendale, Saugerties, Shandaken, Shawangunk, Ulster, Wawarsing and Woodstock
Deputy Tax Collector (If Tax Collector is Elected)

In the Towns of New Paltz, Ulster and Wawarsing
Comptroller

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

VILLAGE SERVICE

In All Villages Where They May Exist

Acting Police Justice
Clerk to Justice
Secretary to Planning Board
Secretary to Planning Board and Zoning Board
Secretary to Zoning Board of Appeals
Village Attorney
Village Planning Board Members
Village Treasurer
Village Zoning Board of Appeals Members

In the Village of Ellenville

Secretary to the Village Manager

In the Villages of Ellenville and New Paltz

Deputy Village Treasurer

In the Villages of Ellenville and Saugerties

Deputy Village Clerk

In the Village of New Paltz

Deputy Village Clerks (3)
Deputy Village Clerk/Treasurer
Secretary to Historic Preservation Commission

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

SCHOOL DISTRICTS INCLUDING BOCES

In All School Districts Including BOCES

School Attorney
School Census Taker
School District Clerk
School District Treasurer
School Tax Collector
Secretary to the Superintendent of Schools

In BOCES

Clerk of BOCES
Treasurer of BOCES

In BOCES and the New Paltz Central School District

Internal Claims Auditor

In the Highland and Onteora Central School Districts

School Auditor

In the Marlboro and Onteora Central School Districts

Claims Auditor

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

SPECIAL DISTRICTS

In All Fire Districts Where They May Exist

Secretary
Secretary/Treasurer
Treasurer

In the Plattekill Public Library

Treasurer to the Board of Trustees (part-time)

In the Plattekill Public Library and the Town of Esopus Library

Secretary to the Board of Trustees (part-time)

In the Rosendale Public Library and the Ellenville Public Library

Secretary/Treasurer to Board of Trustees (part-time)

In the Ulster County Resource Recovery Agency

Account Clerk/Secretary (2)
Administrative Assistant (RRA)
Agency Council
Automotive Mechanics (3)
Automotive Mechanic Helper (1)
Building Maintenance Workers I
Business Manager (1)
Certified Pesticide Applicators
Chief Accounting Clerk (RRA)
Clerical Secretary (2)
Compliance Officer - RRA (1)
Confidential Secretary/Receptionist (UCRRA)
Controller (1)
Data Analyst
Director of Operations and Compliance (RRA)
Director of Operations/Safety
Director of Sustainability (RRA)
Executive Director (1)
Expanded Service Manager
Intern (RRA)
Landfill Laborer (4)
Landfill Manager (1)
Landfill Operator (6)
Lead Scalehouse Operator
Lead Transfer Station Operator (RRA)
Maintenance Mechanic (RRA)
Materials Recovery Facility Laborers
Materials Recovery Facility Operators
Municipal Recycling Facility Manager
Office Manager - RRA (1)
Operations Manager - RRA (1)

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX A

EXEMPT CLASS

SPECIAL DISTRICTS

In the Ulster County Resource Recovery Agency (continued)

Payroll/Personnel Coordinator
Records Clerk
Recycling Compliance Officer
Recycling Coordinator (RRA)
Recycling Program Assistant (3)
Recycling Coordinator/Educator (1)
Scalehouse Operator (5)
Sorting Line Workers
Transfer Station Laborers (RRA)
Transfer Station Operators (RRA)
Truck Driver/Operator (15)
Vehicle Maintenance Facility Manager
Welder (RRA)

In the Ulster County Soil and Water Conservation District

Office Manager Soil and Water Conservation District

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

In All Civil Divisions

Clerks (part-time)

Library Assistants (part-time)

In All Agencies Where Such Positions Exist

Court Clerks (part-time)

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In All Departments Where They May Exist

Account Clerks (part-time)
Account Clerk/Typists (part-time)
Assistant Cooks
Assistant Pool Director (seasonal)
Automotive Mechanics
Automotive Mechanics II
Automotive Mechanic Helpers
Building Maintenance Electricians
Building Maintenance Specialists
Building Maintenance Workers I
Building Trades Workers
Bus Drivers
Carpenters
Carpenter's Helpers
Certified Nursing Assistants
Clerks (part-time)
Cooks
Custodial Workers
Dentists (part-time)
Driver Messengers
Electrical Maintenance Workers
Emergency Services Dispatchers (part-time)
Field Service Technicians
Field Service Technician Trainees
Food Service Helpers
Head Cleaners
Home Health Aides
Index Clerks (part-time or seasonal)
Laborers II
Library Assistants (part-time)
Licensed Practical Nurses
Lifeguards (seasonal)
Medical Directors
Motor Equipment Operators
Nursing Assistants
Occupational Therapists (part-time)
Painters
Park Crew Leaders (seasonal)
Park Supervisors (seasonal)
Parking Lot Attendants (part-time)
Photocopy Attendants
Physical Therapists (part-time)

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In All Departments Where They May Exist (continued)

Physicians
Pool Director (seasonal)
Recreation Attendants (seasonal)
Registered Professional Nurses
Security Attendants
Security Guards
Senior Account Clerks (part-time)
Stenographers (part-time)
Stock Clerks (part-time)
Telephone Operators (part-time)
Transcribing Typists (part-time)
Typists (part-time)

In the Ulster County Arson Task Force

Chief Fire Investigator (PT) (Not To Exceed Salary Of \$6,000)
Deputy Chief Fire Investigators (PT) (Not To Exceed
Salary Of \$4,000)
Fire Investigators (PT) (Not To Exceed Salary Of \$3,000)

In the Ulster County Area Transit

Deputy Director of Public Transportation
Director of Public Transit
Director of Public Transportation
Lead Automotive Mechanics

In Stop DWI

Coordinator, Stop DWI Task Force

In the Community College

Audio Visual Aides
Building Custodial Workers
Campus Groundskeepers
Campus Maintenance Mechanics
Campus Maintenance Specialists
Campus Security Officers (part-time)
Instructional Media Assistants (part-time)
Library Clerks (part-time)
Library Clerk/Typists (part-time)
Print Shop Clerks (part-time)

Designates a position which is confidential or requires the performance of functions influencing policy.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Department of Buildings and Grounds

Electrical Construction and Maintenance Supervisor
Senior Building Maintenance Specialists

In the Department of Community Corrections

Community Corrections Aides

In the Department of Emergency Communications/Emergency Management

Deputy Director of Emergency Communications/Emergency
Management(Interoperability)
Director of Emergency Communications/Emergency Management
Emergency Services Dispatchers I (HELP Program)
Emergency Services Dispatcher Trainees (HELP Program)

In the Department of Highways and Bridges

Automotive Body Repairers
Automotive Mechanic Helpers
Automotive Mechanics I
Automotive Mechanics II
Blacksmiths
Bridge Crew Leaders
Bridge Welders
Construction Equipment Operators I
Construction Equipment Operators II
Equipment Maintenance Leaders
Equipment Painters
Machinist
Paint Crew Leaders
Road Maintenance Leaders
Senior Equipment Painters
Senior Tire Changer
Sign Makers
Tire Changers
Tree Maintenance Leaders
Welders

In the Department of Social Services

Commissioner of Social Services
Community Services Aides
Consultant (part-time)
Deputy Commissioner for Administration
Deputy Commissioner for Services
Social Services Attorney (part-time)

Designates a position which is confidential or requires the performance of functions influencing policy.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Department of Social Services (continued)

Social Welfare Examiners (part-time or seasonal)
Supervisor of Medical Services (part-time)
Youth Leaders (seasonal) (May - September)
Youth Project Supervisors (seasonal) (May - September)

In the Department of Public Works

Automotive Body Repairers
Automotive Mechanic Helpers
Automotive Mechanics I
Automotive Mechanics II
Blacksmiths
Bridge Crew Leaders
Bridge Crew Workers I
Bridge Crew Workers II
Bridge Welders
Building Custodial Workers
Construction Equipment Operators I
Construction Equipment Operators II
Equipment Maintenance Leaders
Equipment Painters
Lead Automotive Mechanics
Machinists
Paint Crew Leaders
Road Maintenance Leaders
Senior Equipment Painters
Sign Crew Leaders
Sign Makers
Tire Changers
Tree Maintenance Leaders
Welders

In the Ulster County Office of Employment & Training

Associate Employment and Training Coordinators (part-time)
Director of Employment and Training
Employment and Training Assistants (part-time)
Employment and Training Coordinators (part-time)
Employment and Training Counseling Supervisors (part-time)
Employment and Training Counselors (part-time)
Employment and Training Instructors (part-time)
Senior Employment and Training Coordinators (part-time)
Senior Employment and Training Counselors (part-time)

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Health Department

Account Clerk (Women, Infant and Children Supplemental Food Program-
Section 55-b, Civil Service Law)
Breastfeeding Peer Counselors (part-time)
Clinical Laboratory Technologist (part-time)
Dental Director (part-time)
Dental Hygienist (part-time)
Dentists (part-time)
Deputy Health Commissioner (part-time)
Director of Community Health Relations
Director of Environmental Services
Environmental Health Aides (seasonal)
Environmental Health Technicians (part-time or seasonal)
Health Officer/Commissioner (Grade 1B) OR * Public Health Director
Home Health Aides
* Medical Consultant (Only If Public Health Director)
Mosquito Control Supervisor
Pediatricians (part-time)
Public Health Nurses (part-time)
Public Health Nurse Trainees (Not to exceed two years)
Radiologic Technologists (part-time)
Registered Professional Nurse/Radiologic Technologists
Speech Pathologist (part-time)
Surgeons (part-time)
Veterinarian (part-time)

In the Human Relations Commission

Director of Human Relations Commission

In the Medical Examiner's Office

Deputy Medical Examiners
Deputy Medical Examiners (Medicolegal Investigation)
Medical Examiner

Designates a position which is confidential or requires the performance of functions influencing policy

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Mental Health Center

Chemical Dependency Aides
Clinical Psychologist (part-time)
Director, Community Mental Health
Mental Health Nurses
Occupational Therapy Aides (part-time)
Psychologist Interns
Psychologist Trainee (part-time)
Psychologists II (part-time)
Residents in Psychology
Senior Drivers
Senior Mental Health Nurses
Staff Psychiatrists (part-time)
Supervising Clinical Psychologist (part-time)

In the Office for the Aging

HEAP Aides (seasonal)
Homemaker Aides
Senior Aging Services Aides
Senior HEAP Aide (seasonal)

In the Office of Insurance

County Insurance Officer

In the Office of the County Clerk

DMV Bus Drivers
Motor Vehicle Application Examiners (part-time or seasonal)
Motor Vehicle Cashiers (part-time or seasonal)

In the Department of the Fire Coordinator

County Fire Instructors (part-time)

Designates a position which is confidential or requires the performance of functions influencing policy

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Office of the County Legislature

County Fire and Emergency Coordinator (part-time)
Deputy County Fire and Emergency Coordinators (part-time)
Director, Office for the Aging
Director, Public Relations
Jail Physician (part-time)
Director of the Youth Bureau

In the Office of the District Attorney

Court Stenographer (part-time)
Legal Interns (seasonal)
Director of Projects (District Attorney)
Discovery and Records Unit Chief
District Attorney Investigators

In the Office of the Public Defender

Assistant Public Defenders
Chief Assistant Public Defender
Confidential Secretary to the Public Defender
Deputy Chief Assistant Public Defender
Investigators, Public Defender's Office
Public Defender

In the Office of Real Property Tax Services

Director of Real Property Tax Services III

In the Personnel Department

Chief Diversity Officer
Examination Monitors I (part-time)
Examination Monitors II (part-time)
Examination Monitors III (part-time)
Examination Monitors I (Computerized Testing) (part-time)
Examination Monitors II (Computerized Testing) (part-time)
Personnel Officer

In the Planning Board

Director, County Planning

In the Ulster County Purchasing Department

Lead Automotive Mechanic

Designates a position which is confidential or requires the performance of functions influencing policy

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

COUNTY SERVICE

In the Sheriff's Department

Automotive Mechanics (Sheriff's Department)
Chaplains
Chief Civil Administrator
Commissary Clerks (part-time)
Correction Officers (part-time)
Corrections Superintendent
Deputy Sheriffs (part-time)
Jail Cooks
Jail Maintenance Supervisors

In the Office of Ulster County Tourism

Director of Tourism

In the Veterans Service Agency

Deputy Director, Veteran's Service Agency
Director, Veteran's Service Agency
Veterans Service Aides
Veteran's Service Drivers

In the Department of Assigned Counsel

Assigned Counsel Administrator

In the Office of the Comptroller

Confidential Secretary (Comptroller)

Designates a position which is confidential or requires the performance of functions influencing policy

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

TOWN SERVICE

In All Towns Where They May Exist

Account Clerks (part-time)
Account Clerk/Typists (part-time)
Assessment Field Workers
Assessor (If Appointed)
Assessor's Aides (part-time)
Assistant Recreation Directors (part-time or seasonal)
Assistant Recreation Specialists (part-time or seasonal)
Automotive Mechanic Helpers
Automotive Mechanics
Building Inspectors I (part-time)
Building Maintenance Worker(s) I
Building Maintenance Workers II
Bus Drivers
Carpenters
Carpenter's Helpers
Clerks (part-time)
Court Clerks (part-time)
Court Clerk/Typists (part-time)
Court Security Officers (part-time)
Crossing Guards
Custodial Workers
Dispatchers (part-time)
Dog Control Officers (part-time)
Dog Enumerators (part-time)
Fire Inspectors (part-time)
Groundskeepers II
Heavy Motor Equipment Operator/Mechanics
Heavy Motor Equipment Operators
Landfill Operators
Landfill Supervisor
Lifeguards (part-time or seasonal)
Maintenance Workers
Motor Equipment Operator/Mechanics
Motor Equipment Operators
Multiple Residence Inspector (part-time)
Municipal Code Officers (part-time)
Municipal Code Officers/Building Inspector I (part-time)
Municipal Code Officer/Building Inspector II (part-time)
Municipal Workers II
Municipal Workers III

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

TOWN SERVICE

In All Towns Where They May Exist (continued)

Municipal Works Supervisor
Parking Enforcement Officers (part-time)
Parking Lot Attendants (Part-Time or Seasonal)
Photocopy Attendants
Police Chiefs (part-time)
Police Matrons (part-time)
Police Officers (part-time)
Pool Directors (seasonal) (July - August)
Pool Operators (seasonal)
Recreation Aides (part-time or seasonal)
Recreation Attendants (part-time or seasonal)
Recreation Director (part-time or seasonal)
Recreation Medical Director (part-time or seasonal)
Recreation Specialists (part-time or seasonal)
Registrar of Vital Statistics (part-time)
Road Maintenance Leaders
Security Attendants
Senior Lifeguards (part-time or seasonal)
Senior Recreation Aides (part-time or seasonal)
Senior Water/Wastewater Maintenance Workers
Solid Waste Attendants
Stenographers (part-time)
Storytellers (part-time)
Telephone Operators (part-time)
Town Engineer (part-time)
Town Health Officer (part-time)
Town Historian (part-time)
Town Social Services Officer (part-time)
Typists (part-time)
Wastewater Treatment Plant Operators (part-time)
Water Meter Reader (part-time)
Water Treatment Plant Superintendent (part-time)
Water Treatment Plant Operators (part-time)
Water/Wastewater Maintenance Workers
Water/Wastewater Treatment Plant Superintendent (part-time)
Welders
Working Supervisors
Working Supervisor/Mechanics

In the Town of New Paltz

Director, Emergency Communications Center (part-time)
Parking Enforcement Officers (part-time)
Recreation Aides

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

TOWN SERVICE

In the Towns of Esopus, Hurley, Lloyd, Marlborough, New Paltz, Olive,
Rochester, Ulster and Wawarsing

Transfer Station Operator

In the Towns of Esopus, Hurley, Lloyd, Marlborough, Olive, Saugerties,
Ulster and Wawarsing

Transfer Station Supervisor

In the Town of Denning (Population under 5,000)

Records Management Technician (part-time)

In the Town of Rosendale

Deputy Police Chief (part-time)

Workplace Safety Trainer (part-time)

In the Town of Saugerties

Animal Shelter Workers

HUD Housing Inspector (part-time)

Municipal Garage Supervisor

Transfer Station Operators

In the Town of Shandaken (Population under 5,000)

Ambulance Drivers

Ambulance Technicians

Chief Ambulance Technician

Medical Billing Specialist

In the Town of Ulster

Recreation Attendants

In the Town of Wawarsing

Deputy Tax Collector (If Tax Collector is Elected)

Senior Automotive Mechanics

In the Towns of Kingston and Olive (Population under 5000)

Recycling Assistants (part-time)

Recycling Coordinator

In the Towns of Saugerties and Wawarsing

Town Tax Collector (Appointed)

Designates a position which is confidential or requires the performance of functions influencing policy.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

VILLAGE SERVICE

In All Villages Where They May Exist

Account Clerks (part-time)
Accountant (part-time)
Assistant Pool Directors (seasonal) (July - August)
Assistant Recreation Directors (part-time or seasonal)
Assistant Recreation Specialists (part-time or seasonal)
Automotive Mechanic Helpers
Automotive Mechanics
Building Inspectors I (part-time)
Bus Drivers (part-time)
Carpenters
Carpenter's Helpers
Clerks (part-time)
Court Clerks (part-time)
Court Clerk/Typists (part-time)
Court Security Officers (part-time)
Custodial Workers
Dog Warden (part-time)
Groundskeepers II
Heavy Motor Equipment Operators
Heavy Motor Equipment Operator/Mechanics
Lifeguards (part-time or seasonal)
Motor Equipment Operators
Multiple Residence Inspectors (part-time)
Municipal Code Officers/Building Inspector I (part-time)
Municipal Code Officer/Building Inspector II (part-time)
Municipal Workers II
Municipal Workers III
Municipal Works Supervisor
Parking Enforcement Officers (part-time)
Parking Lot Attendants (Part-Time or Seasonal)
Parking Meter Repairers (part-time)
Photocopy Attendants
Police Matrons (part-time)
Police Officers (part-time)
Pool Directors (seasonal) (July - August)
Recreation Aides (part-time or seasonal)
Recreation Attendants (part-time or seasonal)
Recreation Director (part-time or seasonal)
Recreation Specialists (part-time or seasonal)
Registrar of Vital Statistics (part-time)
Reservoir Caretakers
Road Maintenance Leaders
School Crossing Guards

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

VILLAGE SERVICE

In All Villages Where They May Exist (continued)

Security Attendants
Senior Lifeguards (part-time or seasonal)
Senior Recreation Aides (part-time or seasonal)
Senior Water/Wastewater Maintenance Workers
Solid Waste Attendants
Stenographers (part-time)
Typists (part-time)
Village Assessor (If Appointed)
Village Engineer (part-time)
Village Historian (part-time)
Water Superintendent (part-time)
Water/Wastewater Maintenance Workers
Working Supervisors

In the Village of Ellenville (Population under 5,000)

Assessment Field Worker (part-time)
Court Security Officers (part-time)
Dispatchers (part-time)
Interpreter (Spanish and English) (part-time)
Municipal Code Assistants (part-time)
Village Streets Superintendent
Wastewater Treatment Plant Laboratory Technician
Water Treatment Plant Operators Type II B Water Plant
Water/Wastewater Treatment Plant Operator Trainees
Water/Wastewater Treatment Plant Superintendent
Youth Court Coordinator
Youth Program Assistants
Youth Program Director

In the Village of New Paltz

Community Relations Assistant (part-time)

In the Village of Saugerties (Population under 5,000)

Dispatchers (part-time)
Village Street Superintendent
Wastewater Treatment Plant Superintendent
Water Superintendent (Village of Saugerties)
Water Treatment Plant Operators Type II A Plant
Water Treatment Plant Superintendent

In the Villages of Ellenville and Saugerties (Population under 5,000)

Library Clerks (part-time)
Library Typists (part-time)

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

VILLAGE SERVICE

In the Villages of Ellenville and Saugerties (Population under 5,000)
(continued)

Senior Wastewater Treatment Plant Operator
Senior Water Treatment Plant Operator
Wastewater Treatment Plant Operators
Water Treatment Plant Operators
Water/Wastewater Treatment Plant Operators

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

SCHOOL DISTRICTS INCLUDING BOCES

In All School Districts Including BOCES

Account Clerks (part-time)
Assistant Cooks
Audio Visual Aides
Automotive Mechanics
Automotive Mechanic Helpers
Automotive Mechanic/School Bus Drivers
Bakers
Baker/Custodial Workers
Building Maintenance Leaders
Building Maintenance Mechanics
Building Maintenance Workers I
Building Maintenance Workers II
Child Care Aides
Clerks (part-time)
Computer Teacher Aides
Cooks
Cook Managers
Custodial Worker/Bus Drivers
Custodial Workers
Driver/Messengers
Equipment Mechanic/School Bus Drivers
Facilities and Operations Workers
Field Service Technicians
Field Service Technician Trainees
Film Processing Aides
Food Service Helpers
Garage Supervisor (School District)
Groundskeepers II
Groundskeepers III
Head Bus Driver
Head Cooks
Key Punch Operators (part-time)
Licensed Practical Nurses (School)
Licensed Practical Nurse/Teacher Aides
Library Assistants (part-time)
Library Clerks (part-time)
Lifeguards
Maintenance Workers
Motor Equipment Operators
Offset Printing Machine Operators (part-time)
Parent Peer Trainers
Photocopy Attendants

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

SCHOOL DISTRICTS INCLUDING BOCES

In All School Districts Including BOCES (continued)

Registered Professional Nurses (School)
School Bus Attendants
School Bus Drivers
School Bus Driver/Groundskeepers
School Driver/Messengers
School Health Aides
School Lunch Cashiers (part-time)
School Monitors
School Physician (part-time)
Security Attendants
Sign Language Interpreters
Skilled Mechanics
Stenographers (part-time)
Student Workers
Supervisor of Attendance (part-time)
Teacher Aides
Typists (part-time)

In BOCES only

Adult Education Program Monitors (part-time)

In the Wallkill Central School District

Building Trades and Maintenance Workers
* School District Purchasing Agent (part-time)

*** NOTE: This has been approved based on a salary of \$1500 annually and the limited hours of service. Should the salary of the position be increased to the point where a field of competition would exist, jurisdictional classification will be reviewed.**

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

SPECIAL DISTRICTS

In All Fire Districts Where They May Exist

Clerks (part-time)
Custodial Workers
Dispatchers (part-time)
Security Attendants
Telephone Operators (part-time)

In the Woodstock Fire District

Automotive Mechanic (part-time)
Automotive Mechanic Helpers
Building Maintenance Workers II

In All Libraries Where They May Exist

Clerks (part-time)
Custodial Workers
Photocopy Attendants
Security Attendants
Storytellers
Typists (part-time)

In the Ellenville Public Library

Library Clerks (part-time)
Library Typists (part-time)

In the Marlboro Free Library

Librarian Trainee

In the Rosendale Public Library

Senior Clerk (part-time)

In the Town of Ulster Public Library

Treasurer to the Board of Trustees (part-time)

In the Ulster County Soil and Water Conservation District

District Manager Soil and Water Conservation District (*until first vacant after January 30, 2004*)

In All Municipalities and Special Districts (Population of less than 5,000)

Assistant Library Technician (part time)
Library Technician
Wastewater Treatment Plant Operator
Water and Wastewater Superintendent

Designates a position which is confidential or requires the performance of functions influencing policy

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX B

NON-COMPETITIVE CLASS

ALL OFFICES AND DEPARTMENTS

Pursuant to Section 55-A of the Civil Service Law

Designated positions in titles where the incumbent is certified by the Office of Vocational Rehabilitation, State Education Department or Commission for the Blind and Visually Handicapped, State Department of Social Services.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX C

LABOR CLASS

In All Jurisdictions Where They May Exist

Aging Services Aides
Aging Services Workers
Cleaners
Clinic Aides
Groundskeepers I
Housekeeping Aides
Laborers
Laborers I
Landfill Custodians
Landfill Custodian/Laborers
Laundry Workers
Leisure Time Activities Aides
Matron
Municipal Workers I
Nursing Assistant Trainees
Pages
Physical Therapy Aides
Sanitation Workers
Youth Workers

In the Towns of Esopus, Gardiner, Hurley, Lloyd, Marlborough, Olive,
Saugerties, Ulster and Wawarsing

Transfer Station Attendants

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX D

UNCLASSIFIED SERVICE

COUNTY SERVICE

All Elected Officials
Board of Health
Civil Service Commission
Clerk of Legislature
Commissioners of Elections
Coroners
County Administrator
County Auditor
County Clerk
County Treasurer
Deputy Clerk of Legislature
District Attorney
Mental Health Board
Officers and Employees of Board of Elections
Sheriff
All Officers & Employees County Legislature

In the Community College

President of the Community College
Trustees of the Community College

All positions certified by the Board of Trustees in accordance with the provisions of Section 35(i) of the Civil Service Law.

In the Department of Community Corrections

Director of Community Corrections

In the Department of Information Services

Director of Information Services

In the Office of the County Purchasing Agent

County Purchasing Agent

In the Department of Public Works

Commissioner of Public Works

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX D

UNCLASSIFIED SERVICE

TOWN SERVICE

In All Towns Where They May Exist

Board of Assessors
Town of Gardiner
Town of Hurley
Town of Marlborough
Town of Olive
Town of Rochester
Town of Rosendale
Town of Shandaken
Town of Shawangunk
Election Inspectors and Employees of Board of Elections
Town Clerk
Town Council Members
Town Justices
Town Superintendent of Highways
Town Supervisor
Town Tax Collector (If Elected)
Town of Denning
Town of Esopus
Town of Gardiner
Town of Hardenburgh
Town of Hurley
Town of Kingston
Town of Lloyd
Town of Marbletown
Town of Marlborough
Town of New Paltz
Town of Olive
Town of Plattekill
Town of Rochester
Town of Rosendale
Town of Saugerties
Town of Shandaken
Town of Shawangunk
Town of Ulster
Town of Wawarsing
Town of Woodstock

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX D

UNCLASSIFIED SERVICE

VILLAGE SERVICE

In All Villages Where They May Exist

Boards of Assessors
Election Inspectors and Employees of Board of Elections
Mayor
Police Justice
Trustees
Village Clerk

In the Village of Ellenville

Village Manager

In the Villages of New Paltz and Saugerties

Village Clerk and Treasurer

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX D

UNCLASSIFIED SERVICE

SCHOOL DISTRICTS INCLUDING BOCES

In All School Districts including BOCES

All positions certified by the Commissioner of Education of the State of New York in accordance with Section 35 (g) and (j) of the Civil Service Law.

ULSTER COUNTY CIVIL SERVICE RULES

APPENDIX D

UNCLASSIFIED SERVICE

SPECIAL DISTRICTS

In All Fire Districts Where They May Exist
Commissioners
Members of the Board