



Legislation Text

File #: Int 0809-2024, Version: *

Int. No. 809

By Council Members De La Rosa, Brannan, Louis, Brewer, Banks and Farías

A Local Law to amend the administrative code of the city of New York, in relation to requiring the commissioner of citywide administrative services to report on the administration of promotion examinations

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 12 of the administrative code of the city of New York is amended by adding a new section 12-217 to read as follows:

§ 12-217 Promotion examinations. a. Definitions. For purposes of this section, the following terms have the following meanings:

Collateral line employee. The term “collateral line employee” means an employee holding a lower grade competitive class position in a related or collateral line of promotion of a vacant position in the competitive class, as determined by the commissioner.

Commissioner. The term “commissioner” means the commissioner of citywide administrative services.

Comparable position employee. The term “comparable position employee” means an employee holding a competitive class position that is comparable to a position held by a direct line employee or collateral line employee, as determined by the commissioner.

Department. The term “department” means the department of citywide administrative services.

Direct line employee. The term “direct line employee” means an employee holding a lower grade competitive class position in direct line of promotion of a vacant position in the competitive class, as determined by the commissioner.

b. The commissioner shall post conspicuously on the department’s webpage dedicated to the city civil

service a report that contains information in relation to the department's administration of promotion examinations pursuant to sections 51 and 52 of the civil service law. Each such report shall be posted no later than January 31 annually and shall contain the information required by this section for the prior calendar year.

c. For each vacancy in a position in the competitive class that may be filled by promotion, the following information shall be reported pursuant to this section:

1. The positions held by:

(a) Direct line employees;

(b) Collateral line employees; and

(c) Comparable position employees;

2. The gender and racial or ethnic demographics of:

(a) Direct line employees;

(b) Collateral line employees; and

(c) Comparable position employees;

3. The commissioner's determination that:

(a) It is practicable to fill such vacancy from among direct line employees; or

(b) It is impracticable or against the public interest to limit eligibility for promotion to direct line employees;

4. The factors considered upon making such determination and the factors upon which such determination is based, including, but not limited to:

(a) Whether or not limiting eligibility for such promotion to direct line employees promotes greater diversity in the career advancement of employees, and if not, why not;

(b) Whether or not expanding eligibility for promotion to collateral line employees or comparable position employees promotes greater diversity in the career advancement of employees, and if not, why not;

(c) Whether or not the prescription of minimum training and experience qualifications for eligibility for

promotion promotes greater diversity in the career advancement of employees, and the minimum training and experience qualifications considered for prescription, and if not, why not; and

5. For each such vacancy filled by open competitive examination pursuant to section 51 of the civil service law:

(a) The appointing officer who submitted a written request to the commissioner to conduct an open competitive examination for filling such vacancy instead of a promotion examination, and the stated reasons for such request;

(b) Whether or not any employee submitted a written request to the commissioner for a promotion examination rather than an open competitive examination, and the reasons why such employee believes it to be practicable and in the public interest to fill such vacancy by promotion examination; and

(c) The factors upon which any such request was considered and upon which the commissioner's determination to conduct an open competitive examination instead of a promotion examination is based.

§ 2. This local law takes effect immediately.

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LS #16649
4/11/2024