



**Department of
Civil Service**

ANDREW M. CUOMO
Governor
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Acting Commissioner

PAR-11-19

POLICY ADVISORY REPORT

TO: All Municipal Civil Service Agencies
FROM: Municipal Service Division
SUBJECT: Amendment to Section 243.10-a of New York State Military Law
Regarding Age Deductions for Exam Applicants
DATE: December 9, 2019

Chapter 570 of the Laws of 2019, **which became effective on November 25, 2019**, amends Section 243.10-a of Military Law. The new Section 243.10-a increases the number of years of military service that can be deducted from the age of an applicant for appointments or promotions to positions in public service by one year, from six to seven, and is worded as follows:

"10-a. Age requirements. If maximum age requirements are established by law, or rule or by action of a civil commission for examination for, or for appointment or promotion to, any position in the public service, the period of military duty as hereinbefore defined, the period of service after June twenty-seventh, nineteen hundred fifty, voluntarily entered upon between January first, nineteen hundred forty-seven, and June twenty-seventh, nineteen hundred fifty, if such service otherwise falls within the definition of military duty, and the period of terminal leave granted by the military authorities of a candidate or eligible shall not be included in computing the age of such candidate or eligible for the purposes of such examination or appointment or promotion; provided, however, that neither shall the total time deducted hereunder in computing the age of a candidate or eligible exceed **seven years**."

All other criteria regarding age deductions remains the same. Please refer to the attached chart for more information. If you have any questions regarding the amendment to 243.10-a, you may contact our office at assistance.request@cs.ny.gov or (518) 473-5037.

Joe Cavazos, Deputy Commissioner,
Municipal Service Division

Attachment



Age Deduction pursuant to Section 243.10-a of New York State Military Law

Section 243(10-a) of the New York State Military Law provides age deductions for certain veterans seeking positions for which maximum age requirements have been established. The maximum amount of time which can be deducted is seven years. However, there are certain limitations and restrictions provided in the statute which are summarized below.

Four Years	All veterans, whether service was voluntary or involuntary, are entitled up to a maximum of four years depending on actual duration of duty.
Five Years	Veterans who entered voluntarily after July 1, 1970, but did not serve in time of war, are eligible to deduct up to five years, if the fifth year was at the request of and for the convenience of the federal government.
Seven Years	All veterans who served during time of war or national emergency declared by the President may deduct the actual time served up to a maximum of seven years.