

HOME RULE REQUEST RESOLUTION NO. ____ - 2026

RESOLVED, that the Westchester County Board of Legislators approves the making of a Home Rule Request in the following format:

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Westchester requests the enactment of Senate Bill No. S10572/Assembly Bill No. A11375 entitled "AN ACT to amend chapter 617 of the laws of 1937 relating to an additional alternative form of government for the county of Westchester, in relation to the authority of the state civil service commission to administer the county service in Westchester"

A necessity exists for the enactment of this legislation because the local government does not have the power to enact such legislation by local law.

Dated: 2026
White Plains, New York

STATE OF NEW YORK

11375

IN ASSEMBLY

May 14, 2026

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Paulin) --
read once and referred to the Committee on Governmental Employees

AN ACT to amend chapter 617 of the laws of 1937 relating to an additional alternative form of government for the county of Westchester, in relation to the authority of the state civil service commission to administer the county service in Westchester

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 92 of chapter 617 of the laws of 1937, relating to
2 an additional alternative form of government for the county of Westches-
3 ter, is amended to read as follows:

4 § 92. Civil service law to apply; powers and duties of the personnel
5 officer. Except as otherwise provided by this act, all positions in the
6 county service shall be subject to the civil service law of the state.
7 The personnel officer shall have with respect to the county service the
8 powers and duties of a municipal civil service commission [~~except that
9 the state civil service commission shall continue to have those powers
10 and duties specified in the civil service law relating to (a) the
11 assignment of positions in the classified service to exempt, labor,
12 non-competitive and competitive classes, or to such other classes as may
13 be established generally by rules of the commission, (b) the determi-
14 nation of the merit and fitness of applicants and (c) the certification
15 of lists of eligibles for appointment to positions in the county
16 service. The state civil service commission, in certifying lists of
17 eligibles for appointment to positions in the county service shall
18 include in such lists only the names of residents of Westchester county
19 unless specifically instructed otherwise in writing by the personnel
20 officer after approval by the county executive~~].

21 § 2. Section 94 of chapter 617 of the laws of 1937, relating to an
22 additional alternative form of government for the county of Westchester,
23 is amended to read as follows:

24 § 94. Classification, rates of pay, personnel procedures. It shall be
25 the duty of the personnel officer, as soon as practicable after this act
26 become effective in the county, to recommend to the county executive for

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBDC15857-01-6

**NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)**

BILL NUMBER: A11375

SPONSOR: Rules (Paulin)

TITLE OF BILL:

An act to amend chapter 617 of the laws of 1937 relating to an additional alternative form of government for the county of Westchester, in relation to the authority of the state civil service commission to administer the county service in Westchester

PURPOSE OR GENERAL IDEA OF BILL:

This bill would align the process for changing jurisdictional classification positions in Westchester County with the rest of the state

SUMMARY OF PROVISIONS:

Section one amends section 92 of chapter 617 of the law of 1937 to remove the State Civil Service Commissions ability to act in personnel areas, including the jurisdictional classification of positions in Westchester County

Section two amends section 94 of chapter 617 of the laws of 1937 to remove the requirement that any procedure involving appointments, separations, promotions, demotions, transfers or reinstatements be approved by the state civil service commission.

Section three provides the effective date.

JUSTIFICATION:

Civil Service Law requires that all titles are initially classified in the Competitive class. Under certain circumstances defined in the Law, a title may be reclassified out of the Competitive class and placed into one of four other jurisdictional classifications, Labor, Non-Competitive, Exempt, Unclassified.

The Law establishes a specific process for making such changes, including notice, Public Hearing and submission of a request to the New York State Civil Service Commission (NYSCSC). For most agencies across New York State, once the Commission approves the request, the reclassification change is filed with the Secretary of State and takes effect. However, chapter 617 of the laws of 1937 treats Westchester County differently. For Westchester County, Commission approval is not sufficient. A separate, explicit signatory approval from the Governor is required before any change can be implemented.

As a result, Westchester County has experienced significant delays, often extending for months. The impact is particularly acute for NY

HELPS (Hiring for Emergency Limited Placement) appointments, where some approvals have been pending for nearly a year. The delay adversely affects employees who must wait for appointments to be finalized. This bill would remove certain powers of the state civil service commission regarding jurisdictional classification positions, aligning Westchester County's process with the rest of the state.

PRIOR LEGISLATIVE HISTORY:

New Bill

EFFECTIVE DATE:

This act shall take effect immediately