



**THE COUNCIL OF THE CITY OF NEW YORK  
FINANCE DIVISION  
PRESTON NIBLACK, DIRECTOR  
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO. 450-A**

**COMMITTEE: Fire & Criminal Justice Services**

**TITLE:** A Local Law in relation to increasing the maximum age for qualifying for membership in the fire department for certain persons.

**SPONSORS:** By Council Members Vallone Jr., Williams, Oddo, Crowley, Arroyo, Brewer, Cabrera, Dromm, Fidler, Gentile, Jackson, James, Koppell, Koslowitz, Lander, Mealy, Mendez, Nelson, Palma, Recchia Jr., Rodriguez, Vacca, Vann, Lappin, Garodnick, Van Bramer, Halloran III, Koo and Ulrich.

**SUMMARY OF LEGISLATION:** Currently, people who have passed their 29<sup>th</sup> birthday at the time of filing their application are ineligible to take the firefighter exam. This bill would temporarily increase the maximum filing age to include those under thirty-six years of age. This extension would only be available for certain individuals who have been affected by pending litigation; it would only be valid for the next open competitive exam or promotional exam, for those eligible to take such promotional exam.

The individuals to whom Proposed Intro. 450-A would apply include those that:

- (i) could not be appointed from an eligible list for the position of firefighter, including but not limited to a special military eligible list, established before the effective date of this local law because such list could not be used in whole or in part by the fire department due to litigation or
- (ii) took a civil service examination for the position of firefighter in the five years preceding the effective date of this local law.

No person who qualifies under this local law would be disqualified from membership in the department on the basis of exceeding such maximum age requirement because of having passed his or her thirty-sixth birthday subsequent to the filing of his or her application.

**EFFECTIVE DATE:** This local law would take effect immediately.

**FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED:** N/A

**FISCAL IMPACT STATEMENT:**

	Effective FY11	FY Succeeding Effective FY12	Full Fiscal Impact FY11
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

**IMPACT ON REVENUES:** This local law would generate no revenues for the City except for possible additional exam fees. The collection of such fees would have a neutral impact on the City's overall finances as such fees would be directly offset by the costs of processing the applications and administering the exams.

**IMPACT ON EXPENDITURES:** There would be no discernable impact on expenditures as a result of this legislation. It would give a relatively large number of individuals the opportunity to sit for the next open competitive or promotional firefighter exam that would otherwise not have the ability to do so due to age restrictions. The number of such individuals who might avail themselves of this opportunity is unknown and is likely to be limited for a variety of reasons, including the likelihood that many of these individuals are otherwise employed or unwilling to take the exam again. Even if a substantial number do take the exam, and thus increase the number of overall test takers, the \$30 application fee for these additional test takers will cover any marginal cost increases for the City agency responsible for processing the applications and administering the exams, the Department of Citywide Administrative Services. The legislation would be neutral to the Fire Department's budget as the Department will hire the same number of individuals regardless of any increase in the size of the application or test taking pools.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** New York City Council Finance Division, Mayor's Office of City Legislative Affairs, Department of Citywide Administrative Services, Fire Department

**ESTIMATE PREPARED BY:** John Russell, Senior Legislative Financial Analyst  
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**HISTORY:** This legislation was introduced to the full Council on December 20, 2010 as Int. 450 and referred to the Committee on Fire and Criminal Justice Services. On May 25, 2011, the Committee held a hearing on an amended version of the bill, Proposed Int. 450-A, and the bill was laid over. Proposed Intro. 450-A, will be considered by the Committee on May 26, 2011.