

IN THE SENATE

SENATE BILL NO. 1041

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

1 RELATING TO STATE PERSONNEL; AMENDING CHAPTER 16, TITLE 59, IDAHO CODE, BY
2 THE ADDITION OF A NEW SECTION 59-1602A, IDAHO CODE, TO PROVIDE FOR THE
3 NONCOMPETITIVE APPOINTMENT OF CERTAIN DISABLED VETERANS; AND AMEND-
4 ING CHAPTER 53, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION
5 67-5306A, IDAHO CODE, TO PROVIDE FOR THE NONCOMPETITIVE APPOINTMENT OF
6 CERTAIN DISABLED VETERANS.
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 16, Title 59, Idaho Code, be, and the same is
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
11 ignated as Section 59-1602A, Idaho Code, and to read as follows:

12 59-1602A. NONCOMPETITIVE APPOINTMENT OF CERTAIN DISABLED VETER-
13 ANS. (1) Whenever a vacancy occurs in a position as a nonclassified officer
14 or employee, the appointing authority may appoint a disabled veteran on a
15 noncompetitive basis if all of the following occur:

16 (a) The disabled veteran has served in the United States armed forces
17 and is included on a United States armed forces permanent disability
18 list with a disability rating of at least thirty percent (30%) or the
19 disabled veteran has been rated by the United States department of vet-
20 erans affairs as having a compensable service-connected disability of
21 at least thirty percent (30%);

22 (b) The disabled veteran presents to the appointing authority written
23 documentation from an appropriate department of the federal government
24 certifying the existence and extent of the disability. The certifica-
25 tion must have been issued by the appropriate department of the federal
26 government within the year preceding appointment; and

27 (c) The appointing authority determines that the disabled veteran
28 meets the minimum qualifications for the vacant position.

29 (2) If an appointing authority elects to appoint a disabled veteran to a
30 vacant position on a noncompetitive basis pursuant to the provisions of sub-
31 section (1) of this section, an appointing authority is not required to in-
32 terview any other person.

33 SECTION 2. That Chapter 53, Title 67, Idaho Code, be, and the same is
34 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
35 ignated as Section 67-5306A, Idaho Code, and to read as follows:

36 67-5306A. NONCOMPETITIVE APPOINTMENT OF CERTAIN DISABLED VETER-
37 ANS. (1) Whenever a vacancy occurs in a position in the classified service,
38 the appointing authority may appoint a disabled veteran on a noncompetitive
39 basis if all of the following occur:

1 (a) The disabled veteran has served in the United States armed forces
2 and is included on a United States armed forces permanent disability
3 list with a disability rating of at least thirty percent (30%) or the
4 disabled veteran has been rated by the United States department of vet-
5 erans affairs as having a compensable service-connected disability of
6 at least thirty percent (30%);

7 (b) The disabled veteran presents to the appointing authority written
8 documentation from an appropriate department of the federal government
9 certifying the existence and extent of the disability. The certifica-
10 tion must have been issued by the appropriate department of the federal
11 government within the year preceding appointment; and

12 (c) The appointing authority determines that the disabled veteran
13 meets the minimum qualifications for the vacant position.

14 (2) If an appointing authority elects to appoint a disabled veteran
15 to a vacant position on a noncompetitive basis pursuant to the provisions of
16 subsection (1) of this section, an appointing authority is not required to
17 interview any other person.