



An Equal Opportunity/Affirmative Action Employer
Announcement of Intention to fill Two Vacancies

Senior Attorney, SG-25
(Positions may be filled at the Trainee level)

Location: One Commerce Plaza, Albany, NY

Business Unit: Pharmacy Benefits Bureau

Negotiating Unit: Professional, Scientific and Technical (PEF)

Please note that a change in negotiating unit may affect your salary, insurance and other benefits.

Salary:

\$61,270 - \$77,912	(Assistant Attorney 1)
\$67,897 - \$86,140	(Assistant Attorney 2)
\$75,340 - \$95,392	(Assistant Attorney 3)
\$88,161 - \$111,111	(Senior Attorney)

Appointment Status: Permanent

The New York Department of Financial Services seeks to build an equitable, more transparent and resilient financial system that benefits New Yorkers and supports business. Through engagement, data-driven regulation, and operational excellence, DFS is responsible for empowering consumers and protecting them from financial harm; ensuring the health and stability of the financial entities we regulate; and driving economic growth through responsible innovation.

The Department of Financial Services is seeking candidates for the position of Senior Attorney in the Pharmacy Benefits Bureau. Duties include, but are not limited to, the following:

- Reviews verified complaints against Pharmacy Benefit Managers (PBM);
- Investigates the content of verified complaints and recommends action upon complaints;
- Works with Bureau attorneys to determine whether violations of the Insurance Law have occurred;
- Conducts investigations related to complaints of PBM misconduct, including requiring the production of documents and reports from PBMs, or subpoenaing relevant parties;
- Coordinates with the staff of the Health Bureau and/or the Consumer Assistance Unit as relevant in resolving complaints of PBM misconduct;
- Represents the Department at administrative hearings, before a DFS hearing officer, on PBM misconduct;
- Recommends changes to DFS regulations based on conduct observed in reviewing and investigating complaints;
- Drafts hearing documents including motions and briefs;
- Prepares written and oral briefs for DFS leadership on pending complaints or hearings;
- Monitors and tracks Article 78 challenges to DFS determinations including briefing Office of the Attorney General staff as needed; and
- Adjudicates disputes.

Appointment method:

List Appointment: Candidates must be reachable on the Civil Service eligible list for 20-131.

Transfer: Candidates must have one year of permanent competitive service in a title eligible for transfer via Sections 70.1 or 52.6 of the Civil Service Law. Information regarding transfer eligibility may be available on the Civil Service Career Mobility Office website at <http://careermobilityoffice.cs.ny.gov/cmo/>.

55 b/c Appointment: Candidates must meet the eligibility requirements of the Governor's Program to Hire Individuals and Veterans with Disabilities as described in Civil Service Law § 55b/c. Information about this program can be found here: <https://www.cs.ny.gov/rp55/>

Please Note that under Civil Service Law, an employee cannot have two consecutive upward 70.1 or 52.6 transfers without an intervening eligible list appointment if such transfers would exceed two salary grades.

ADDITIONAL INFORMATION:

The Traineeship: If you are appointed to one of the entry levels of the Attorney Traineeship, you will normally be advanced after each twelve months of satisfactory service to the next higher title (with salary based on performance) until you reach the full performance level of a Senior Attorney. If you are appointed as an Assistant Attorney 1, you will be automatically advanced to Assistant Attorney 2 upon admission to the New York State Bar. **If you are not admitted to the New York State Bar within two years of appointment, your appointment will be terminated.** All service during the traineeship will be in probationary status. Performance will be evaluated every six months against established standards which reflect a timetable for gaining the knowledge and skills necessary so that appointees are able to function at the Senior Attorney level at the completion of the traineeship.

To Apply: Interested qualified candidates must submit a resume and letter of interest **no later than September 30, 2022** to the email address listed below. Please include the Box # **(Box SA-PBB-00246-47)** in the subject line of your email to ensure receipt of your application. **Email submissions are preferred.**

Douglas Arthur
Box SA-PBB-00246-47
New York State Department of Financial Services
Office of Human Resources Management
One Commerce Plaza, Suite 301
Albany, NY 12257
Email: douglas.arthur@dfs.ny.gov
Fax: (518) 402-5071

All candidates that apply may not be scheduled for an interview

Public Service Loan Forgiveness

Employment with New York State qualifies an individual for Public Service Loan Forgiveness (PSLF). This program forgives the remaining balance on any Direct Student Loans after you have made 120 qualifying monthly payments while working full-time for a U.S. federal, state, local, or tribal government or not-for-profit organization. To learn more about the program and whether you would qualify, please visit: <https://studentaid.gov/manage-loans/forgiveness-cancellation/public-service>

AMERICANS WITH DISABILITIES ACT: REASONABLE ACCOMMODATIONS

Under the Americans with Disabilities Act (ADA), the Department of Financial Services is required to provide reasonable accommodation for known physical or mental limitations of an otherwise qualified applicant with a disability if an accommodation would enable the applicant to perform the essential functions of the job. If the accommodation would constitute an undue hardship on the operations of the agency, the agency is not required to provide it.

Pursuant to Executive Order 161, no State entity, as defined by the Executive Order, is permitted to ask, or mandate, in any form, that an applicant for employment provide his or her current compensation, or any prior compensation history, until such time as the applicant is extended a conditional offer of employment with compensation. If such information has been requested from you before such time, please contact the Office of Employee Relations at (518) 473-3130 or via email at response@oer.ny.gov.