

1 HB543
2 163328-2
3 By Representative Mooney (N & P)
4 RFD: Shelby County Legislation
5 First Read: 23-APR-15

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Shelby County; to amend Section 6 of Act
14 93-664 of the 1993 Regular Session (Acts 1993, p. 1145), as
15 amended by Act 99-328 of the 1999 Regular Session (Acts 1999,
16 p. 455), relating to the civil service system of the county;
17 to further provide for the categories of employees.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 6 of Act 93-664 of the 1993
20 Regular Session (Acts 1993, p. 1145), as amended by Act 99-328
21 of the 1999 Regular Session (Acts 1999, p. 455), is amended to
22 read as follows:

23 "Section 6. At the time Shelby County becomes
24 subject to the provisions of this act, all employees and
25 appointees holding full-time positions in the classified
26 service of the county shall be granted permanent status in the
27 classified service and designation as a regular employee as

1 herein defined. All employees employed in a position in the
2 classified service that have not completed their probationary
3 period shall be required to complete it before gaining the
4 designation as regular employees as defined herein. The
5 service shall be divided into two categories, as follows:

6 "(1) The Administrator of Probate and Recording
7 Services (Chief Clerk) and the Assistant to the Judge of
8 Probate in the Office of the Judge of Probate and the
9 Administrator, Chief Appraiser, Supervisor of Collections, and
10 the Supervisor of Business Personal Property in the Office of
11 the Property Tax Commissioner shall be exempted from the civil
12 service system and the classified services.

13 "(2) A classified service comprised of all employees
14 and appointees holding regular full-time permanent positions
15 in the service of the county. Employees occupying these
16 positions shall be deemed to be in the classified service
17 unless specifically exempted from the service in accordance
18 with this act.

19 "(3) The unclassified service shall include, but not
20 be limited to, the following:

21 "a. Officials elected by popular vote.

22 "b. The County Attorney, County Manager, and County
23 Engineer.

24 "c. Consultants and/or independent contractors to
25 the commission.

1 "d. Individuals employed in positions which are
2 funded either partially or fully through federal, state, or
3 local grants.

4 "e. Guards performing security duties associated
5 with either courthouse security or inmate work details.

6 "f. Employees occupying the positions of project
7 director, secretary, computer operator, or any other positions
8 of the Drug Task Force under the supervision of the Sheriff of
9 Shelby County or an incorporated board.

10 "g. Part-time members of boards.

11 "h. Attorneys, physicians, surgeons, and dentists
12 who, with permission of the appointing authority of a
13 governing body, engage in outside similar employment.

14 "i. The Administrator, Chief Appraiser, Supervisor
15 of Collections, and the Supervisor of Business Personal
16 Property for the Property Tax Commissioner; and any employees
17 or appointees paid through the discretionary fund of the
18 Property Tax Commissioner.

19 "j. Any employees or appointees paid through the
20 discretionary fund of the Property Tax Commissioner who
21 receive or received more than 50 percent of their total
22 compensation from such fund.

23 "k. The Administrator of Probate and Recording
24 Services (Chief Clerk) and the Assistant to the Judge of
25 Probate. Any employees or appointees paid through the Index
26 Fund (a discretionary fund of the Judge of Probate) or paid
27 through the Mental Health Program Discretionary Fund of the

1 Judge of Probate established by Act 2013-259, who receive or
2 received more than 50 percent of their total county
3 compensation from one of the funds.

4 "l. The chief probation officer-juvenile court
5 service director appointed by the district court judge that is
6 designated as the judge of the juvenile court. The County
7 Manager may provide performance information to the district
8 court judge concerning the chief probation officer-juvenile
9 court services director.

10 "m. Coroner and deputy coroner and any other
11 employees under the supervision of the coroner.

12 "n. Employees occupying positions recognized as
13 either part-time, temporary, students and interns, and
14 emergency.

15 "(4) All unclassified service positions in the
16 following departments shall be governed by the leave policies
17 and compensation schedule as outlined within this act: County
18 commission, Judge of Probate, Property Tax Commissioner.
19 Full-time employees in the unclassified service of the county
20 commission, the Office of Judge of Probate, and the Office of
21 Property Tax Commissioner shall receive benefits eligibility
22 as with the classified service. No board or appointing
23 authority shall be authorized to designate an individual in
24 the unclassified service as a regular employee in the service
25 of the county."

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.