

**11—51.2(8A) Merit system.** The merit system shall include and apply to those positions in the state personnel system which have been determined by the director to be covered by the provisions of 2003 Iowa Code Supplement section 8A.411 as it pertains to qualifications, examinations, probation, and just cause discipline and discharge hearings, hereafter referred to as merit system provisions. Whenever the director determines that a position should be covered by or not covered by merit system provisions, the director shall notify the appointing authority in writing of the decision and the effective date.

**51.2(1) *Exclusion of division administrators and policy-making positions.*** The appointing authority of each agency shall submit to the director for approval the position number and title of each position referred to in 2003 Iowa Code Supplement section 8A.412, proposed for exclusion from coverage by the merit system provisions referred to in 2003 Iowa Code Supplement section 8A.411(4). Subsequent changes in the number or duties of these positions shall be submitted to the director for exclusion approval.

**51.2(2) *Exclusion of confidential employees.*** Confidential employees excluded from coverage by merit system provisions shall be as provided for in 11—Chapter 50.

**51.2(3) *Other exclusions.*** For further information regarding exclusions from merit system coverage, refer to 2003 Iowa Code Supplement section 8A.412.