

House File 803 - Enrolled

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HOUSE FILE 803

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1 2
1 3 AN ACT
1 4 RELATING TO CIVIL SERVICE FOR DEPUTY COUNTY SHERIFFS BY
1 5 ALLOWING A COUNTY TO APPEAL CERTAIN DECISIONS OF THE
1 6 CIVIL SERVICE COMMISSION.
1 7
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 9
1 10 Section 1. Section 341A.12, unnumbered paragraph 2, Code
1 11 2007, is amended to read as follows:
1 12 ~~If the order of removal, suspension, or demotion is~~
~~1 13 concurred in by a majority of the commission, the The county~~
~~1 14 or the accused may appeal therefrom from the commission's~~
~~1 15 finding and decision~~ to the district court of the county where
1 16 the accused resides. Such appeal shall be taken by serving
1 17 upon the commission within thirty days after the entry of its
1 18 ~~order finding and decision~~, a written notice of appeal,
1 19 stating the grounds thereof, and demanding that a certified
1 20 transcript of the record and of all papers on file in the
1 21 office of the commission affecting or relating to its ~~order~~
1 22 ~~finding and decision~~, be filed by the commission with the
1 23 court. The commission shall, within ten days after the filing
1 24 of the notice make, certify, and file such transcript with the
1 25 court. The court shall proceed to hear and determine the
1 26 appeal in a summary manner. Such hearing shall be confined to
1 27 the determination of whether the ~~order of removal, suspension,~~
~~1 28 or demotion made by finding and decision of the commission to~~
~~1 29 affirm, modify, or revoke the order of the sheriff~~ was made in
1 30 good faith and for cause, and no appeal shall be taken except
1 31 upon such grounds. The decision of the district court may be
1 32 appealed to the supreme court.

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2 1 _____
2 2 PATRICK J. MURPHY
2 3 Speaker of the House

2 4
2 5 _____
2 6 JOHN P. KIBBIE
2 7 President of the Senate

2 8
2 9 I hereby certify that this bill originated in the House and
2 10 is known as House File 803, Eighty-second General Assembly.

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2 12
2 13 _____
2 14 MARK BRANDSGARD
2 15 Chief Clerk of the House

2 16 Approved _____, 2007

2 17
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2 19 _____
2 20 CHESTER J. CULVER
2 21 Governor