

FEB 17 1994

Place On Calendar

HOUSE FILE 2218

BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 605)

(p. 369)
Passed House, Date 2/28/94
Vote: Ayes 93 Nays 0
Approved _____

Passed Senate, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

1 An Act relating to civil service employment, to the probationary
2 employment period for police dispatchers and to certain fire
3 fighters, to civil service lists for certain cities, and
4 providing retroactive applicability dates.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2218

1 Section 1. Section 400.8, subsection 3, Code Supplement
2 1993, is amended to read as follows:

3 3. All appointments to such positions shall be conditional
4 upon a probation period of not to exceed six months, and in
5 the case of police patrol officers, police dispatchers, and
6 fire fighters a probation period not to exceed twelve months,
7 during-which-time. However, in cities with a population over
8 one hundred seventy-five thousand, appointments to the
9 position of fire fighter shall be conditional upon a probation
10 period of not to exceed twenty-four months. During the
11 probation period, the appointee may be removed or discharged
12 from such position by the appointing person or body without
13 the right of appeal to the commission. A person removed or
14 discharged during a probationary period shall, at the time of
15 discharge, be given a notice in writing stating the reason or
16 reasons for the dismissal. A copy of such notice shall be
17 promptly filed with the commission. Continuance in the
18 position after the expiration of such probationary period
19 shall constitute a permanent appointment.

20 Sec. 2. Section 400.11, Code Supplement 1993, is amended
21 by adding the following new unnumbered paragraph after
22 unnumbered paragraph 2:

23 NEW UNNUMBERED PARAGRAPH. However, for a city with a
24 population over one hundred seventy-five thousand, the
25 commission may hold in reserve, for original appointments and
26 for promotions, additional lists of ten persons each next
27 highest in standing, in order of their grade, or such number
28 as may qualify if less than ten. If the list of ten persons
29 provided in the first paragraph is exhausted within one year,
30 the commission may certify such additional lists of ten
31 persons each, in order of their standing, to the council as
32 eligible for appointment to fill such vacancies as may exist.
33 However, for original appointments only, no more than four
34 lists, with each list containing two groups of ten persons
35 each, shall be certified for each one-year period of

1 eligibility.

2 Sec. 3. APPLICABILITY. That portion of section 1 of this
3 Act which amends Code section 400.8 by setting a probationary
4 period not to exceed twenty-four months for persons appointed
5 to the position of fire fighter in a city with a population
6 over one hundred seventy-five thousand applies retroactively
7 to January 1, 1994, for appointments made on or after that
8 date. Section 2 of this Act, amending Code section 400.11,
9 applies retroactively to January 1, 1994, to lists for
10 original appointments certified on or after that date.

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EXPLANATION

12 This bill extends from six months to 12 months the civil
13 service employment probationary period for police dispatchers.
14 The bill also provides that persons appointed to the position
15 of fire fighter in cities with a population over 175,000 shall
16 be conditional upon a civil service employment probationary
17 period of 24 months, effective January 1, 1994.

18 The bill also provides that, in cities with a population
19 over 175,000, for original appointments only and effective
20 January 1, 1994, no more than four additional lists, with each
21 list containing two groups of ten names each of possible civil
22 service employment appointees, shall be allowed to be
23 certified by a city's civil service commission.

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*Substituted for
SF 2136
3-14-94 (P. 642)*

HOUSE FILE 2218
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 605)

(As Amended and Passed by the House February 28, 1994)

Passed House, Date 4/4/94 (P. 1063) Passed Senate, Date 3/29/94 (P. 906)
Vote: Ayes 90 Nays 0 Vote: Ayes 49 Nays 0

Approved April 13, 1994 Passed 4-5-94 (P. 1020)
Vote 45-0

A BILL FOR

1 An Act relating to civil service employment, to the probationary
2 employment period for police dispatchers and to certain fire
3 fighters, to civil service lists for certain cities, and
4 providing retroactive applicability and effective dates.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

House Amendments _____

HOUSE FILE 2218

S-5169

1 Amend House File 2218, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, lines 25 and 26, by striking the words
4 "appointments and for promotions," and inserting the
5 following: "appointments to the position of fire
6 fighter and for promotions in the position of fire
7 fighter,".
8 2. Page 1, line 33, by inserting after the word
9 "appointments" the following: "to the position of
10 fire fighter".

Adopted 3/29/94 (P. 906) By TONY BISIGNANO
S-5169 FILED MARCH 14, 1994

1 Section 1. Section 400.8, subsection 3, Code Supplement
2 1993, is amended to read as follows:

3 3. All appointments to such positions shall be conditional
4 upon a probation period of not to exceed six months, and in
5 the case of police patrol officers, police dispatchers, and
6 fire fighters a probation period not to exceed twelve months,
7 during-which-time. However, in cities with a population over
8 one hundred seventy-five thousand, appointments to the
9 position of fire fighter shall be conditional upon a probation
10 period of not to exceed twenty-four months. During the
11 probation period, the appointee may be removed or discharged
12 from such position by the appointing person or body without
13 the right of appeal to the commission. A person removed or
14 discharged during a probationary period shall, at the time of
15 discharge, be given a notice in writing stating the reason or
16 reasons for the dismissal. A copy of such notice shall be
17 promptly filed with the commission. Continuance in the
18 position after the expiration of such probationary period
19 shall constitute a permanent appointment.

20 Sec. 2. Section 400.11, Code Supplement 1993, is amended
21 by adding the following new unnumbered paragraph after
22 unnumbered paragraph 2:

23 NEW UNNUMBERED PARAGRAPH. However, for a city with a
24 population over one hundred seventy-five thousand, the
25 commission may hold in reserve, for original appointments and
26 for promotions, additional lists of ten persons each next
27 highest in standing, in order of their grade, or such number
28 as may qualify if less than ten. If the list of ten persons
29 provided in the first paragraph is exhausted within one year,
30 the commission may certify such additional lists of ten
31 persons each, in order of their standing, to the council as
32 eligible for appointment to fill such vacancies as may exist.
33 However, for original appointments only, no more than four
34 lists, with each list containing two groups of ten persons
35 each, shall be certified for each one-year period of

1 eligibility.

2 Sec. 3. APPLICABILITY. That portion of section 1 of this
3 Act which amends Code section 400.8 by setting a probationary
4 period not to exceed twenty-four months for persons appointed
5 to the position of fire fighter in a city with a population
6 over one hundred seventy-five thousand applies retroactively
7 to January 1, 1994, for appointments made on or after that
8 date. Section 2 of this Act, amending Code section 400.11,
9 applies retroactively to January 1, 1994, to lists for
10 original appointments certified on or after that date.

11 Sec. 4. EFFECTIVE DATE. This Act, being deemed of
12 immediate importance, takes effect upon enactment.

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HOUSE FILE 2218

H-5098

- 1 Amend House File 2218 as follows:
- 2 1. Page 2, by inserting after line 10 the
- 3 following:
- 4 "Sec. ____ . EFFECTIVE DATE. This Act, being deemed
- 5 of immediate importance, takes effect upon enactment."
- 6 2. Title page, line 4, by inserting after the
- 7 word "applicability" the following: "and effective".
- 8 3. By renumbering as necessary.

By RENAUD of Polk

H-5098 FILED FEBRUARY 24, 1994

Adopted 2/28/94
(P. 369)

SENATE AMENDMENT TO HOUSE FILE 2218

H-5798

- 1 Amend House File 2218, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, lines 25 and 26, by striking the words
- 4 "appointments and for promotions," and inserting the
- 5 following: "appointments to the position of fire
- 6 fighter and for promotions in the position of fire
- 7 fighter,".
- 8 2. Page 1, line 33, by inserting after the word
- 9 "appointments" the following: "to the position of
- 10 fire fighter".

RECEIVED FROM THE SENATE

H-5798 FILED MARCH 29, 1994

House Concurred 4-4-94 (P. 106.2)

HOUSE FILE 2218

H-5891

- 1 Amend the Senate amendment, H-5798, to House File
- 2 2218, as amended, passed, and reprinted by the House
- 3 as follows:
- 4 1. Page 1, lines 6 and 7, by striking the words
- 5 "position of fire fighter," and inserting the
- 6 following: "fire department,".

By CONNORS of Polk
RENAUD of Polk
IVERSON of Wright

H-5891 FILED MARCH 30, 1994

Adopted 4-4-94 (P. 106.2)

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 2218

S-5411

1 Amend the Senate amendment, H-5798, to House File
2 2218, as amended, passed, and reprinted by the House
3 as follows:

4 1. Page 1, lines 6 and 7, by striking the words
5 "position of fire fighter," and inserting the
6 following: "fire department,".

RECEIVED FROM THE HOUSE

S-5411 FILED APRIL 4, 1994

4/5/94 *Concurred* (p. 102c)

Iverson
Gipp
Renaud

HSB 605

LOCAL GOVERNMENT
HOUSE FILE 2218
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL
BY CHAIRPERSON IVERSON)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the probationary employment period for police
2 dispatchers.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 400.8, subsection 3, Code Supplement
2 1993, is amended to read as follows:

3 3. All appointments to such positions shall be conditional
4 upon a probation period of not to exceed six months, and in
5 the case of police patrol officers, police dispatchers, and
6 fire fighters a probation period not to exceed twelve months,
7 during which time the appointee may be removed or discharged
8 from such position by the appointing person or body without
9 the right of appeal to the commission. A person removed or
10 discharged during a probationary period shall, at the time of
11 discharge, be given a notice in writing stating the reason or
12 reasons for the dismissal. A copy of such notice shall be
13 promptly filed with the commission. Continuance in the
14 position after the expiration of such probationary period
15 shall constitute a permanent appointment.

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EXPLANATION

17 This bill extends from six months to 12 months the civil
18 service employment probationary period for police dispatchers.

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HOUSE FILE 2218

AN ACT

RELATING TO CIVIL SERVICE EMPLOYMENT, TO THE PROBATIONARY EMPLOYMENT PERIOD FOR POLICE DISPATCHERS AND TO CERTAIN FIRE FIGHTERS, TO CIVIL SERVICE LISTS FOR CERTAIN CITIES, AND PROVIDING RETROACTIVE APPLICABILITY AND EFFECTIVE DATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 400.8, subsection 3, Code Supplement 1993, is amended to read as follows:

3. All appointments to such positions shall be conditional upon a probation period of not to exceed six months, and in the case of police patrol officers, police dispatchers, and fire fighters a probation period not to exceed twelve months, during-which-time. However, in cities with a population over one hundred seventy-five thousand, appointments to the position of fire fighter shall be conditional upon a probation period of not to exceed twenty-four months. During the probation period, the appointee may be removed or discharged

from such position by the appointing person or body without the right of appeal to the commission. A person removed or discharged during a probationary period shall, at the time of discharge, be given a notice in writing stating the reason or reasons for the dismissal. A copy of such notice shall be promptly filed with the commission. Continuance in the position after the expiration of such probationary period shall constitute a permanent appointment.

Sec. 2. Section 400.11, Code Supplement 1993, is amended by adding the following new unnumbered paragraph after unnumbered paragraph 2:

NEW UNNUMBERED PARAGRAPH. However, for a city with a population over one hundred seventy-five thousand, the commission may hold in reserve, for original appointments to the position of fire fighter and for promotions in the fire department, additional lists of ten persons each next highest in standing, in order of their grade, or such number as may qualify if less than ten. If the list of ten persons provided in the first paragraph is exhausted within one year, the commission may certify such additional lists of ten persons each, in order of their standing, to the council as eligible for appointment to fill such vacancies as may exist. However, for original appointments to the position of fire fighter only, no more than four lists, with each list containing two groups of ten persons each, shall be certified for each one-year period of eligibility.

Sec. 3. APPLICABILITY. That portion of section 1 of this Act which amends Code section 400.8 by setting a probationary period not to exceed twenty-four months for persons appointed to the position of fire fighter in a city with a population over one hundred seventy-five thousand applies retroactively to January 1, 1994, for appointments made on or after that date. Section 2 of this Act, amending Code section 400.11, applies retroactively to January 1, 1994, to lists for original appointments certified on or after that date.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2218, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved April 13, 1994

TERRY E. BRANSTAD
Governor