

Jacobs, Chair
Arhold
Cataldo
Davis
Holmes
Jochum
Reynolds

HSB 629

STATE GOVERNMENT

HOUSE FILE _____

SF/HF

BY (PROPOSED COMMITTEE ON STATE
GOVERNMENT BILL BY CHAIRPERSON
MARTIN)

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

A BILL FOR

1 An Act relating to leaves of absence for county employees subject
2 to civil service who are candidates for elective office.

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

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1 Section 1. Section 341A.7, unnumbered paragraph 1, Code
2 1999, is amended to read as follows:

3 The classified civil service positions covered by this
4 chapter include persons actually serving as deputy sheriffs
5 who are salaried pursuant to section 331.904, subsection 2,
6 but do not include a chief deputy sheriff, two second deputy
7 sheriffs in counties with a population of more than one
8 hundred thousand, and four second deputy sheriffs in counties
9 with a population of more than two hundred thousand. However,
10 ~~a-chief-deputy-sheriff-or-second-deputy-sheriff-who-becomes-a~~
11 ~~candidate-for-a-partisan-elective-office-for-remuneration-is~~
12 ~~subject-to-section-341A.18.~~ A deputy sheriff serving with
13 permanent rank under this chapter may be designated chief
14 deputy sheriff or second deputy sheriff and retain that rank
15 during the period of service as chief deputy sheriff or second
16 deputy sheriff and shall, upon termination of the duties as
17 chief deputy sheriff or second deputy sheriff, revert to the
18 permanent rank.

19 Sec. 2. Section 341A.18, unnumbered paragraph 8, Code
20 1999, is amended by striking the unnumbered paragraph.

21 EXPLANATION

22 This bill strikes a provision from the Code that requires
23 county civil service employees, including deputies in the
24 sheriff's office, to take a leave of absence when such
25 employees are candidates for paid elective office in a primary
26 or general election. If the bill is enacted, Code section
27 55.4 will apply to county civil service employees. That
28 section allows a public employee who is a candidate for
29 elective office to request a leave of absence for a period
30 commencing 30 days before a contested election and ending
31 after the day following the election. The leave of absence
32 shall be automatically granted upon request.

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3/21/00 Removed from Calendar

FEB 21 2000

Place On Calendar

HOUSE FILE 2359
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HSB 629)

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

A BILL FOR

1 An Act relating to leaves of absence for county employees subject.
2 to civil service who are candidates for elective office and
3 providing an effective date.

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

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HF 2359

1 Section 1. Section 341A.7, unnumbered paragraph 1, Code
2 1999, is amended to read as follows:

3 The classified civil service positions covered by this
4 chapter include persons actually serving as deputy sheriffs
5 who are salaried pursuant to section 331.904, subsection 2,
6 but do not include a chief deputy sheriff, two second deputy
7 sheriffs in counties with a population of more than one
8 hundred thousand, and four second deputy sheriffs in counties
9 with a population of more than two hundred thousand. However,
10 ~~a-chief-deputy-sheriff-or-second-deputy-sheriff-who-becomes-a~~
11 ~~candidate-for-a-partisan-elective-office-for-remuneration-is~~
12 ~~subject-to-section-341A.18.~~ A deputy sheriff serving with
13 permanent rank under this chapter may be designated chief
14 deputy sheriff or second deputy sheriff and retain that rank
15 during the period of service as chief deputy sheriff or second
16 deputy sheriff and shall, upon termination of the duties as
17 chief deputy sheriff or second deputy sheriff, revert to the
18 permanent rank.

19 Sec. 2. Section 341A.18, unnumbered paragraph 8, Code
20 1999, is amended by striking the unnumbered paragraph.

21 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
22 immediate importance, takes effect upon enactment.

23 EXPLANATION

24 This bill strikes a provision from the Code that requires
25 county civil service employees, including deputies in the
26 sheriff's office, to take a leave of absence when such
27 employees are candidates for paid elective office in a primary
28 or general election. If the bill is enacted, Code section
29 55.4 will apply to county civil service employees. That
30 section allows a public employee who is a candidate for
31 elective office to request a leave of absence for a period
32 commencing 30 days before a contested election and ending
33 after the day following the election. The leave of absence
34 shall be automatically granted upon request.

35 The bill takes effect upon enactment.

HOUSE FILE 2359

H-8365

1 Amend House File 2359 as follows:

2 1. Page 1, by striking lines 1 through 20, and
3 inserting the following:

4 "Section 1. Section 341A.18, unnumbered paragraph
5 8, Code 1999, is amended to read as follows:

6 An officer or employee subject to civil service and
7 a chief deputy sheriff or second deputy sheriff, who
8 becomes a candidate for a partisan elective office for
9 remuneration, ~~unless-running-unopposed upon request,~~
10 shall automatically be given a leave of absence
11 without pay, commencing thirty days before the date of
12 the primary election and continuing until the person
13 is eliminated as a candidate or wins the primary, and
14 commencing thirty days before the date of the general
15 election and continuing until the person is eliminated
16 as a candidate or wins the general election, and
17 during the leave period shall not perform any duties
18 connected with the office or position so held. The
19 officer or employee subject to civil service, or chief
20 deputy sheriff or second deputy sheriff, may, however,
21 use accumulated paid vacation time for part or all of
22 the any leave of absence required under this section.
23 The county shall continue to provide health benefit
24 coverages, and may continue to provide other fringe
25 benefits, to any officer or employee subject to civil
26 service, or to any chief deputy sheriff or second
27 deputy sheriff during any leave of absence required
28 under this section."

29 2. By renumbering as necessary.

By JACOBS of Polk

H-8365 FILED MARCH 15, 2000