

Senate Study Bill 3146

Bill Text

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1 1 Section 1. Section [341A.18](#), unnumbered paragraph 8, Code
1 2 1999, is amended to read as follows:
1 3 An officer or employee subject to civil service and a chief
1 4 deputy sheriff or second deputy sheriff, who becomes a
1 5 candidate for a partisan elective office for remuneration,
1 6 unless the candidate is running unopposed or the incumbent is
1 7 not a candidate, shall automatically be given a leave of
1 8 absence without pay, commencing thirty days before the date of
1 9 the primary election and continuing until the person is
1 10 eliminated as a candidate or wins the primary, and commencing
1 11 thirty days before the date of the general election and
1 12 continuing until the person is eliminated as a candidate or
1 13 wins the general election, and during the leave period shall
1 14 not perform any duties connected with the office or position
1 15 so held. The officer or employee subject to civil service, or
1 16 chief deputy sheriff or second deputy sheriff, may, however,
1 17 use accumulated paid vacation time for part or all of

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~~any~~

1 18 leave of absence required under this section. The county
1 19 shall continue to provide health benefit coverages, and may
1 20 continue to provide other fringe benefits, to any officer or
1 21 employee subject to civil service, or to any chief deputy
1 22 sheriff or second deputy sheriff during any leave of absence
1 23 required under this section.

1 24 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
1 25 immediate importance, takes effect upon enactment.

1 26 EXPLANATION

1 27 This bill provides that a civil service officer or employee
1 28 or a chief deputy sheriff or second deputy sheriff may be a
1 29 candidate for a paid partisan elective office without taking a
1 30 mandatory leave of absence without pay if the officer,
1 31 employer, or deputy sheriff is an unopposed candidate or if
1 32 the incumbent is not a candidate for the office. Under Code
1 33 section 55.4, a county civil service employee who is a
1 34 candidate for elective office may request a leave of absence
1 35 commencing 30 days before a contested election and ending the
2 1 second day after the election. The leave of absence is
2 2 automatically granted upon request.

2 3 The bill takes effect upon enactment.

2 4 LSB 6649XC 78

2 5 tj/as/5