

1 HB445
2 146660-2
3 By Representatives Brown, Boyd, Hurst and Wood (N & P)
4 RFD: Local Legislation
5 First Read: 20-MAR-13

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ENROLLED, An Act,

Relating to the City of Jacksonville in Calhoun County; to amend Section 45-8A-71.04 of the Code of Alabama 1975, relating to the civil service board for employees of the city; to provide for the office of a board member to be deemed vacant for failure of the board member to attend meetings under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 45-8A-71.04 of the Code of Alabama 1975, is amended to read as follows:

"§45-8A-71.04.

"(a) There is created the Civil Service Board of the City of Jacksonville, which shall be composed of five members appointed by the state senator and state representative who represent the city in the Legislature from a list of three nominees for each position on the board submitted by each of the following groups of city employees:

"(1) Employees of the street and sanitation department.

"(2) Employees of the police and fire department.

"(3) Employees of the gas, water, and sewer department.

1 "(4) Employees of the offices of the mayor, the city
2 council, the city clerk, the city library, and the city
3 recreation department.

4 "(b) At least 60 days prior to the expiration of the
5 term of a member of the civil service board, each of the
6 aforementioned groups of city employees shall hold a
7 department meeting for the purpose of nominating three
8 candidates for appointment to each board position with an
9 expiring term of office. The head of each of the
10 aforementioned city departments, or his or her designee, shall
11 preside over the meeting in accordance with Roberts Rules of
12 Order and shall administer the nominating process including
13 any necessary election. If more than three candidates are
14 nominated, a secret ballot election shall be conducted at the
15 meeting. The three candidates on the ballot who come in first,
16 second, and third in the balloting shall be the nominees for
17 the group. The names of the three nominees shall be submitted
18 to the state senator and state representative at least 30 days
19 prior to the expiration of the term of the board member. The
20 state senator and state representative representing the city
21 shall appoint one member from the nominees submitted by each
22 group. One other board member-at-large shall be appointed by
23 the state senator and state representative representing the
24 city. Each appointee shall serve for terms of six years and
25 until his or her successor is appointed.

1 "(c) No person shall be appointed to the board who
2 is not a qualified elector of the City of Jacksonville and
3 over the age of 25 years.

4 "(d) Members of the board shall take the
5 constitutional oath of office, which shall be filed in the
6 office of the judge of probate. Vacancies on the board shall
7 be filled in the same manner as the original appointment. The
8 members of the board shall elect a chair, vice chair, and a
9 secretary from among their members.

10 "(e) (1) Any member of the board who becomes a
11 candidate for, or is elected or appointed to another public
12 office, shall vacate his or her office as a member of the
13 board.

14 "(2) Any member of the board who fails to attend
15 three consecutive regular meetings of the board or six regular
16 meetings of the board within a twelve-month period shall be
17 deemed to have vacated his or her office as a member of the
18 board and the vacancy shall be filled as provided herein."

19 Section 2. This act shall become effective
20 immediately following its passage and approval by the
21 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 16-APR-13.

Jeff Woodard
Clerk

Senate

20-MAY-13

Passed