

1 HB543  
2 163328-3  
3 By Representative Mooney (N & P)  
4 RFD: Shelby County Legislation  
5 First Read: 23-APR-15

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ENROLLED, An Act,

Relating to Shelby County; to amend Section 6 of Act 93-664 of the 1993 Regular Session (Acts 1993, p. 1145), as amended by Act 99-328 of the 1999 Regular Session (Acts 1999, p. 455), relating to the civil service system of the county; to further provide for the categories of employees.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 6 of Act 93-664 of the 1993 Regular Session (Acts 1993, p. 1145), as amended by Act 99-328 of the 1999 Regular Session (Acts 1999, p. 455), is amended to read as follows:

"Section 6. At the time Shelby County becomes subject to the provisions of this act, all employees and appointees holding full-time positions in the classified service of the county shall be granted permanent status in the classified service and designation as a regular employee as herein defined. All employees employed in a position in the classified service that have not completed their probationary period shall be required to complete it before gaining the designation as regular employees as defined herein. The service shall be divided into two categories, as follows:

"(1) The Administrator of Probate and Recording Services (Chief Clerk) and the Assistant to the Judge of Probate in the Office of the Judge of Probate and the

1 Administrator, Chief Appraiser, Supervisor of Collections, and  
2 the Supervisor of Business Personal Property in the Office of  
3 the Property Tax Commissioner shall be exempted from the civil  
4 service system and the classified services.

5 "(2) A classified service comprised of all employees  
6 and appointees holding regular full-time permanent positions  
7 in the service of the county. Employees occupying these  
8 positions shall be deemed to be in the classified service  
9 unless specifically exempted from the service in accordance  
10 with this act.

11 "(3) The unclassified service shall include, but not  
12 be limited to, the following:

13 "a. Officials elected by popular vote.

14 "b. The County Attorney, County Manager, and County  
15 Engineer.

16 "c. Consultants and/or independent contractors to  
17 the commission.

18 "d. Individuals employed in positions which are  
19 funded either partially or fully through federal, state, or  
20 local grants.

21 "e. Guards performing security duties associated  
22 with either courthouse security or inmate work details.

23 "f. Employees occupying the positions of project  
24 director, secretary, computer operator, or any other positions

1 of the Drug Task Force under the supervision of the Sheriff of  
2 Shelby County or an incorporated board.

3 "g. Part-time members of boards.

4 "h. Attorneys, physicians, surgeons, and dentists  
5 who, with permission of the appointing authority of a  
6 governing body, engage in outside similar employment.

7 "i. The Administrator, Chief Appraiser, Supervisor  
8 of Collections, and the Supervisor of Business Personal  
9 Property for the Property Tax Commissioner; and any employees  
10 or appointees paid through the discretionary fund of the  
11 Property Tax Commissioner.

12 "j. Any employees or appointees paid through the  
13 discretionary fund of the Property Tax Commissioner who  
14 receive or received more than 50 percent of their total  
15 compensation from such fund.

16 "k. The Administrator of Probate and Recording  
17 Services (Chief Clerk) and the Assistant to the Judge of  
18 Probate. Any employees or appointees paid through the Index  
19 Fund (a discretionary fund of the Judge of Probate) or paid  
20 through the Mental Health Program Discretionary Fund of the  
21 Judge of Probate established by Act 2013-259, who receive or  
22 received more than 50 percent of their total county  
23 compensation from one of the funds.

24 "l. The chief probation officer-juvenile court  
25 service director appointed by the district court judge that is

1 designated as the judge of the juvenile court. The County  
 2 Manager may provide performance information to the district  
 3 court judge concerning the chief probation officer-juvenile  
 4 court services director.

5 "m. Coroner and deputy coroner and any other  
 6 employees under the supervision of the coroner.

7 "n. Employees occupying positions recognized as  
 8 either part-time, temporary, students and interns, and  
 9 emergency.

10 "(4) All unclassified service positions in the  
 11 following departments shall be governed by the leave policies  
 12 and compensation schedule as outlined within this act: County  
 13 commission, Judge of Probate, Property Tax Commissioner.  
 14 Full-time employees in the unclassified service of the county  
 15 commission, the Office of Judge of Probate, and the Office of  
 16 Property Tax Commissioner shall receive benefits eligibility  
 17 as with the classified service. No board or appointing  
 18 authority shall be authorized to designate an individual in  
 19 the unclassified service as a regular employee in the service  
 20 of the county."

21 Section 2. This act shall become effective on the  
 22 first day of the third month following its passage and  
 23 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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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 19-MAY-15.

Jeff Woodard  
Clerk

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Senate 02-JUN-15

Passed