

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

2
3
4
5
6
7
8
9 A BILL
10 TO BE ENTITLED
11 AN ACT
12

13 Relating to the City of Jacksonville in Calhoun
14 County; to amend Section 45-8A-71.04 of the Code of Alabama
15 1975, relating to the civil service board for employees of the
16 city; to provide for the office of a board member to be deemed
17 vacant for failure of the board member to attend meetings
18 under certain conditions.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

22 "§45-8A-71.04.

23 "(a) There is created the Civil Service Board of the
24 City of Jacksonville, which shall be composed of five members
25 appointed by the state senator and state representative who
26 represent the city in the Legislature from a list of three

1 nominees for each position on the board submitted by each of
2 the following groups of city employees:

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

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

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

8 "(4) Employees of the offices of the mayor, the city
9 council, the city clerk, the city library, and the city
10 recreation department.

11 "(b) At least 60 days prior to the expiration of the
12 term of a member of the civil service board, each of the
13 aforementioned groups of city employees shall hold a
14 department meeting for the purpose of nominating three
15 candidates for appointment to each board position with an
16 expiring term of office. The head of each of the
17 aforementioned city departments, or his or her designee, shall
18 preside over the meeting in accordance with Roberts Rules of
19 Order and shall administer the nominating process including
20 any necessary election. If more than three candidates are
21 nominated, a secret ballot election shall be conducted at the
22 meeting. The three candidates on the ballot who come in first,
23 second, and third in the balloting shall be the nominees for
24 the group. The names of the three nominees shall be submitted
25 to the state senator and state representative at least 30 days
26 prior to the expiration of the term of the board member. The
27 state senator and state representative representing the city

1 shall appoint one member from the nominees submitted by each
2 group. One other board member-at-large shall be appointed by
3 the state senator and state representative representing the
4 city. Each appointee shall serve for terms of six years and
5 until his or her successor is appointed.

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

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

15 "(e) (1) Any member of the board who becomes a
16 candidate for, or is elected or appointed to another public
17 office, shall vacate his or her office as a member of the
18 board.

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

24 Section 2. This act shall become effective
25 immediately following its passage and approval by the
26 Governor, or its otherwise becoming law.