

## CHAPTER 94-468

### House Bill No. 1043

An act relating to the City of Jacksonville; amending s. 17.06 of chapter 92-341, Laws of Florida, as amended, being the Charter of the City of Jacksonville, so as to clarify the exemptions provided by the charter to designated employees; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 17.06 of article 17 of section 1 of chapter 92-341, Laws of Florida, as amended by chapter 93-355, Laws of Florida, is amended to read:

#### ARTICLE 17. CIVIL SERVICE

Section 17.06. Applicability of civil service system to employees of consolidated government.—The civil service provisions of this charter shall be applicable to all employees of the consolidated government except:

(a) Officers elected by popular vote and persons appointed to fill vacancies in such elected offices.

(b) Directors of departments, deputy directors, chiefs of divisions, the chief administrative officer, and the council auditor, and the secretary of the council.

(c) Members of boards and commissions.

(d) The following persons employed by the Duval County School Board, provided that those persons holding these positions on the effective date of this act shall continue under the civil service system until removed in accordance with the law and applicable civil service regulations:

(1) Superintendent of schools, deputy superintendents, assistant superintendents, administrative assistants to the superintendent, ~~division heads~~, directors, state or school board issued certificated supervisors and coordinators and ~~all department heads, transportation specialists, and secretary to superintendent.~~

(2) All persons employed in positions which are required under general state law and implementing regulations which apply uniformly throughout the state to be filled by persons holding a teacher's certificate.

(3) Paraprofessionals ~~Teachers aides~~ as contemplated defined by s. 231.141, Florida Statutes, or as they may hereafter be defined, and who are employed by the Duval County School Board.

(4) Certified public accountants, and employees of the Duval County School Board divisions of finance or business affairs who are accountants holding a college degree or equivalent certificate in accounting, unless otherwise requested by such employee. Notwithstanding the provisions of subsection (d), employees subject to this paragraph on the effective date of this act may elect to discontinue their civil service status, without prejudice to requesting reinstatement at a later date.

(e) Persons employed to conduct special inquiries or surveys or to perform special services.

(f) Part-time and temporary employees who shall be employed for a period of employment not to exceed 6 months. The chief of personnel may authorize an extension of said 6-month employment period. Part-time employees. Part-time employees shall be employed from lists approved by the civil service board and for a period of employment not to exceed 6 months. The civil service board may authorize an extension of said 6-month employment period. It shall be the mandatory duty of the director of administration and finance to remove the name of any part-time employee from the payroll of any of the departments of the city where such part-time employee's period of employment has extended beyond 6 months where the civil service board has not approved such extension.

(g) The executive director of the community relations commission. Temporary employees. Temporary employees shall be employed from lists approved by the civil service board and for a period of time not to exceed 6 months. The civil service board may authorize an extension of said 6-month employment period. It shall be

~~the mandatory duty of the director of administration and finance to remove the name of any temporary employee from the payroll of any of the departments of the city where such temporary employee's period of employment has extended beyond 6 months where the civil service board has not approved such extension.~~

(h) Doctors, lawyers, paralegals, and investigators employed in the Office of General Counsel, certified public accountants, and employees of the council auditor who are accountants holding a college degree or equivalent certificate in accounting, unless otherwise requested by such employee. The request shall be addressed to the civil service board and the employees shall receive protection from dismissal without cause as provided in the civil service and personnel rules and regulations. Upon approval of the request such employees are required to apply for membership in the city's pension plan.

(i) The chief administrative officer of the civil service board.

(j) Mayor's aides and secretaries appointed under section 6.07.

(k) Assistant council auditor, council secretary, council assistant secretaries, the secretary to the president of the council, the council director of staff services, chief of policy analysis, research, the council research analysts assistants, and the chief of council administration executive director of the community relations commission.

(l) Assistant information computer technology officers.

(m) The following persons employed within the employee assistance program (EAP):

(1) EAP administrator.

(2) EAP specialist.

(3) Secretary to EAP administrator.

(n) The following persons employed by the Jacksonville Electric Authority, in addition to other persons as may be provided from time to time by any special act of the Legislature:

(1) One secretary to the managing director.

(2) One secretary to the chairman of the authority.

(o) Legislative delegation secretary and coordinator.

(p) The secretary to the general counsel.

(q) Persons employed after July 1, 1973, filling a any position which is not otherwise exempted from civil service and which is funded by moneys received from the Federal Government or the State of Florida or from funds generated by any state or federally assisted project as certified by the director of administration and finance, provided that any person with civil service status holding any such position on July 1, 1973, shall retain all civil service rights to which he is or shall become entitled under the civil service law now and from time to time applicable to the city and shall be subject to and entitled to the rights and promotional benefits of such civil service law. Any such position being vacated after July 1, 1973, shall be filled by promotion according to civil service rules where applicable. A position exempted from the civil service system by this section shall be changed to civil ser-

vice status after 3 years. The employee of the position shall be granted permanent civil service status if the selection procedure used to hire the employee was approved by the chief of personnel as being in accordance with the civil service and personnel rules and regulations and the probationary period has been successfully completed.

(r) The following persons employed by the Duval County Housing Finance Authority:

- (1) The executive director.
- (2) One administrative assistant to the executive director.
- (3) Housing finance specialists.
- (4) Finance director.

(s)(\*) The following persons employed by the clerk of the circuit and county court, provided that the persons holding these positions on October 1, 1989, will retain civil service status until removed in accordance with law and applicable civil service rules:

- (1) The chief assistant clerk of the circuit and county court.
- (2) The assistants to the clerk of the circuit and county court.
- (3) The executive assistant to the clerk of the circuit and county court.

(t)(\*) The following persons employed within the judicial branch of government:

- (1) Chief assistant clerk of the circuit and county court.
- (2) Assistants to the clerk of the circuit and county court.
- (3) Executive assistant to the clerk of the circuit and county court.
- (4) Internal auditor.
- (5) Court administrator's secretaries.

(u)(\*) The following persons employed within the department of administration and finance:

- (1) Minority business coordinator.
- (2) Assistant communications officer.
- (3) Quality standards specialist.
- (4) Internal auditors.

(5) Industrial psychologist employed in the personnel division.

(v)(\*) The following persons employed by the tax collector, provided that the persons holding these positions on the effective date of this act may elect to retain civil service status in the position until removed in accordance with law and applicable civil service rules or may elect to waive continued civil service status in the position while retaining all other civil service rights to which they have become entitled as a person in the classified civil service:

- (1) The deputy assistant to the tax collector.

- (2) The executive assistant to the tax collector.  
~~(w)(v)~~ The executive director of the construction trades qualifying board.  
~~(x)(w)~~ The following persons employed within the parks, recreation and entertainment department:

- ~~(1) Manager, coliseum.~~  
~~(1)(2) Internal auditor.~~  
~~(3) Manager, Gator Bowl, baseball park and parking lots.~~  
~~(4) Manager, box office.~~  
~~(5) Recreation information and communications manager.~~  
~~(2)(6) Tennis professional.~~  
~~(3)(7) Riverwalk manager.~~  
~~(4)(8) Metropolitan park manager.~~  
~~(9) Sound manager.~~  
~~(10) Box office coordinator.~~  
~~(5)(11) Manager of electrical maintenance.~~  
~~(12) Manager, auditorium.~~  
~~(13) Stage manager.~~  
~~(14) Sales manager.~~  
~~(6)(15) Account executive, SDA.~~  
(7) Marketing manager, SDA.

~~(y)(x)~~ Assistant management improvement officers.

~~(z)(y)~~ The chief librarian of the library board of trustees.

~~(aa)(z)~~ The following persons employed by the office of the sheriff:

- (1) One secretary to the sheriff.  
(2) One secretary to the undersheriff.  
(3) One secretary to the director, police services.  
(4) One secretary to the director, police operations.

~~(aa) The industrial psychologist employed within the division of personnel.~~

~~(bb) The following persons employed by the Community Coalition for Children: Internal auditors employed within the department of finance.~~

- (1) the executive director.  
(2) heads of activities.  
(3) professional employees.

(cc) Any position which may be exempted by a majority plus one vote of the Council, provided that a position may be so exempted only if, because of restruc-

turing, it replaces or renames a position which was previously exempt or only if the position so exempted is newly established.

Any person in the classified civil service who is appointed to a position exempted from the civil service system by this section shall be entitled to return to the same or a comparable civil service classification, with the same rights and status as held immediately prior to such appointment. Compensation for an employee returning to a civil service classification under this provision will be based upon the rate that he or she would have been receiving had the appointment not been made. This paragraph shall not apply to employees exempted from civil service provisions by subsections (a), (c), (e), (f), ~~(g)~~; (i), or (q).

Section 2. This act shall take effect upon becoming a law.

Became a law without the Governor's approval May 14, 1994.

Filed in Office Secretary of State May 13, 1994.