

By Senators Hargrett, Sebesta, Grant and Lee

21-771-99

1                                   A bill to be entitled  
2           An act relating to Hillsborough County;  
3           amending section 18 of chapter 96-519, Laws of  
4           Florida, relating to the Civil Service Act;  
5           deleting provisions that prohibit a classified  
6           employee from serving in an elected public  
7           office; authorizing such service in the absence  
8           of a conflict in the performance of duties or a  
9           conflict of interest; requiring that the  
10          appointing authority determine whether any such  
11          conflict exists; authorizing a classified  
12          employee to file a grievance or appeal if the  
13          employee disagrees with a finding relating to a  
14          conflict in the performance of duties;  
15          providing an effective date.

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

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19           Section 1. Section 18 of chapter 96-519, Laws of  
20 Florida, is amended to read:

21           Section 18. Restriction on individual qualifying for  
22 public office.--No subordinate personnel need resign upon  
23 qualifying for any compensated, elected public office unless  
24 such individual is seeking to qualify for a public office  
25 which is currently held by an individual who has the authority  
26 to appoint, employ, promote, or otherwise supervise that  
27 subordinate personnel and who has qualified as a candidate for  
28 reelection to that public office. No subordinate personnel of  
29 the county administrator need resign upon qualifying for any  
30 compensated, elected public office unless such individual is  
31 seeking to qualify for a position on the board of county

1 commissioners in which the incumbent has qualified as a  
2 candidate for reelection. However, any such personnel shall  
3 take a leave of absence without pay from employment during the  
4 period in which the person is seeking election to public  
5 office. A classified employee may serve in an elected public  
6 office if service in such elected office does not conflict  
7 with the performance of the employee's duties in the  
8 classified service or present a conflict of interest between  
9 the elected office and the classified position. If a  
10 classified employee is elected, the appointing authority where  
11 that employee is employed shall determine whether the  
12 employee's service in public office conflicts with the  
13 performance of his or her duties with the appointing  
14 authority. If the employee disagrees with any finding that  
15 relates to a conflict with the performance of duties, the  
16 employee may file a grievance or appeal under the applicable  
17 processes. ~~Employment in the classified service shall~~  
18 ~~terminate upon election to any compensated, elected public~~  
19 ~~office.~~

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

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