

July 25, 1995

REPORT OF THE COMMITTEE ON JUDICIARY AND OTHER ELECTED OFFICES

ARTICLE III, Section 16 (Civil Service) Second Reading

The Committee presents the following report to the delegates with respect to Article III, Section 16, Civil Service, on second reading.

Delegate Proposals: The Committee's Report No. 3 on Article III, Section 16 was prepared on July 18, 1995. After that time, Delegate Proposals 538, 539, 540, 541, 550, and 568 were submitted. The Committee has considered these proposals.

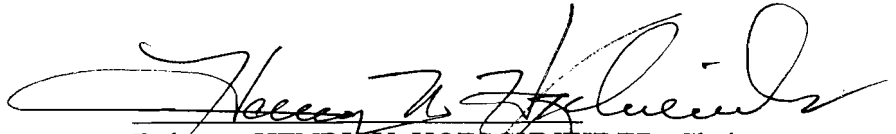
Floor Discussion: The Committee of the Whole discussed Report No. 3 on July 13, 1995. At that time, one delegate inquired whether it would be possible to have the commission report the number of exempt positions that have been created. The Committee will include this in the legislative history. Another delegate raised a concern about whether the Civil Service Commission would have a large bureaucracy under the Committee's recommended approach. The intent to have a small staff to attend to the Commission's specific functions will be included in the legislative history. Two delegates asked whether division chiefs or division heads would be included in the civil service. The Committee responded that they are included in the civil service unless excepted positions are created by the Legislature, and that will be reflected in the legislative history.

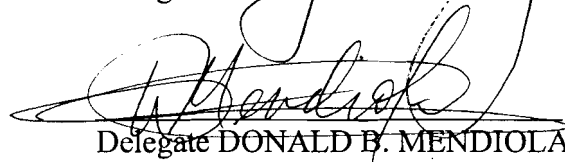
Delegate Amendments: The Committee received Delegate Amendment No. 14 that suggested a specified role for the Civil Service Commission in setting salaries. The Commission would be given the function of recommending salary increases, which the Legislature could approve, decrease, or reject. The Legislature could not increase salaries recommended by the Commission and could not set salaries on its own. The Committee believes this concept is a worthy addition because it will further insulate the civil service from political promises about salary increases made during political campaigns. The Committee recommends that Delegate Amendment 14 be adopted as follows:

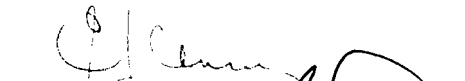
Section 16(c): The civil service commission shall establish a classification for each position for which it has jurisdiction, but may exempt positions from classification where necessary to serve important government interests. The civil service commission shall establish policies for the compensation for civil service positions and may submit to the legislature salary schedules based on such policies. The legislature may accept, reduce, or reject a salary schedule submitted by the commission but may not increase any salary or take any other action with respect to setting salaries for civil service positions.


Committee changes: The Committee does not recommend any other changes.

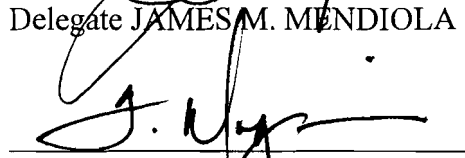
Respectfully submitted,

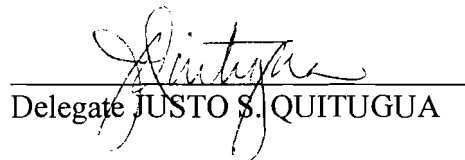

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DelegatE JAMES M. MENDIOLA


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